

EDITOR RECOUNTS HIS FINDING FAITH

Hicks Describes Incident in
Till Murder Case

James L. Hicks, the executive editor of The Amsterdam News, told yesterday how he had rediscovered religion while cowering on the floor of a barn in Mississippi.

In 1955, Mr. Hicks said, he was covering the story of the Emmett Louis Till murder. To gather evidence he hoped would convict the accused, he said he had to search a defendant's barn secretly.

The defendants, Roy Bryant and John W. Milam, were acquitted of charges of the 14-year-old boy's murder. The boy was said to have "wolf-whistled" at Bryant's wife.

Mr. Hicks said he was on the floor inspecting a piece of machinery—a part of which he suspected had been used to weight down young Till, whose body was thrown into a river; suddenly, Mr. Hicks said, he saw a flash of light.

He said he had become rigid and hit his head on a cotton gin. Certain that someone had hit him, he cried: "God, get me out of here!"

"That got me to start thinking about religion again," he

He laughed at that remark, along with the congregation of the Concord Baptist Church, 833 Marcy Avenue, Brooklyn, where Mr. Hicks was guest preacher, said. "Quite frankly, it had been some time since I had. But almost being apprehended in that Mississippi barn got me on the right track again.

"We sometimes store in the back of our minds the religion we learned in our formative years—then it comes to the forefront again in times of stress."

Mr. Hicks cautioned against this happening. He said that religion should not be invoked only during the "golden years" or at times of turmoil.

Although he admitted that as a youth he had doubts about religion, he said it was his mother's patient explanation of religion that helped him to see Christianity more clearly.

"That is what you parents today must do," he said. "Children are having a difficult time—I don't like to say they're

running rampant—and it is up to you and I to talk to our children."

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MISSISSIPPI

NOV.
MACK CHARLES PARKER

9701

POPLARVILLE LYNCH CASE LIBEL SUIT SETTLED OUT OF COURT

HATTIESBURG, Miss., Jan. 23.—A \$1 million libel suit filed by the young white mother whom lynch victim Mack Charles Parker of Poplarville, Miss., was accused of raping has been settled out of court, it was announced Monday.

Lawrence Arrington, attorney for the Hattiesburg woman said her suit against a Negro publishing company was settled May, 1959 after it published a story quoting an unidentified white man as saying the woman "cooked up" the rape story to "hide a secret love affair with another white man from her husband." Also named as defendant was the Chicago Defender, which publishes the Memphis paper.

Mack Parker Lynching Case Not Closed, Say Federals

WASHINGTON (AP)—A U.S. Civil Rights Commission report says the 1959 lynching of Mack Charles Parker in southern Mississippi was the last known lynching to have occurred in the United States.

Parker, a Negro, was taken from the Poplarville, Miss., jail on April 24, 1959. He was being held on charges of raping a white woman. He was shot and his body dumped in the Pearl River.

In its report issued Thursday, by LESLIE J. NASON, ED.

Professor of Education, University of Southern California College can be the beginning of the most important investment of your life.

It will cost you money, as well as time and effort. But you aren't the only one who is paying. Added to your cash investment is the help from the college itself. Your tuition doesn't begin to cover the cost.

Endowments, alumni contributions, grants from industry, aid from both state and federal governments all are added to your tuition to make a college education available to you.

There are even scholarships available to help you pay your share. In some cases the federal government will loan you money at low interest rates in order to help you get to college.

What will you get from this great investment? The statisticians estimate that a college-trained person may make \$100,000 more in his lifetime than the average man without such training.

the commission said the FBI had "not only identified many members of the lynch mob but also secured admissions from some of them."

The report continued: "When the Pearl River County grand jury met that fall, how-

ever, the county prosecutor refused to read the FBI report to the jury, saying it could be considered only hearsay evidence.

"In charging the jury, Circuit Judge Sebe Dale told them they

Files Still Open On Lynch Case

Justice Department May
Try Again In Death Of
Charles M. Parker

From The Commercial Appeal
Washington Bureau

WASHINGTON, Nov. 16.—The Justice Department has not closed its case in the April, 1959, kidnap-lynching of Negro Charles Mack Parker in Poplarville, Miss.

A Federal Civil Rights Commission report to this effect was confirmed Thursday by a Justice Department spokesman.

The spokesman said that if an opportunity developed the department again would attempt a prosecution.

The Civil Rights Commission cited the Parker case in a 307-page report that reviewed instances of police brutality against Negroes.

Cases Reviewed

At one point the report compared police brutality in this country to the sadism of Cuban police under the Batista regime.

The report reviewed a number of cases, going back as far as 1943, and relying to a large extent on newspaper and second-hand accounts and disputed testimony.

Lurid details of kickings, beatings, shootings and other types of brutality were included in the descriptions.

The Charles Mack Parker case was believed to have ended when a Federal Grand Jury re-

fused to indict a group of defendants in January, 1960. Indictments had been denied in the fall of 1959 by a Pearl River County Grand Jury.

The Government charged that Parker, who was being held in jail in Poplarville charged with assaulting a white woman, was removed from the jail by a group of white men the night of April 24, 1959, shot, and his body thrown into the Pearl River.

The report pointed out that Parker had been arrested shortly after the Fifth United States Circuit Court of Appeals had set aside the murder conviction of another Negro, Robert Lee Goldsby, on grounds that Negroes had been excluded from the Mississippi jury which tried him.

Last Lynching

"Some people in Pearl River County apparently felt that if Parker were convicted, a Federal court might void his conviction also—for the same reason," said the report.

The Parker lynching, the commission said, was the last known lynching in the United States, the 3,441st in the country and the 578th in Mississippi since 1883. Of the 578 Mississippi lynchings since that date, the report said, 538 of the victims were Negroes, 40 were whites.

At another point the report discussed the Goldsby case, reporting he had been indicted by an all-white Grand Jury in Carroll County, Miss., on a murder charge. He later was convicted by an all-white petit jury, the commission said, and was sentenced to die. However, his conviction was reversed in 1959 by the Circuit Court, which found that he had established "a strong prima facie case that Negroes were systematically excluded from the Grand Jury and from the petit jury."

Goldsby later was convicted by a Hinds County jury. He was executed several months ago at the state prison in Parchman for the murder.

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1961

SOUTH CAROLINA

Accused Whites Before He Died

Was S. C. Man Lynched?

9702

Pittsburgh Courier
LAURENS, S. C.—Was 42-year-old Sims James, Negro, lynched by a white mob and his fatally mutilated body dumped beside a roadside?

Laurens County Coroner Marshall Presley, and other local and state officers were probing the death, stating that a key witness initially appeared to be an unidentified nurse in a Greenwood County hospital where James died Monday morning.

Coroner Presley said James' unconscious body was found about 1:15 A.M. Sunday on Highway 72 near a Negro night club not far from the Greenwood County line.

Pittsburgh Courier
JAMES, THE Coroner said, had been practically scalped "Indian style" by apparently a knife, and suffered an ugly knife wound in the back.

Before dying, James is reported as having told a nurse in the hospital that he had been kidnaped and beaten by a group of white men, Saturday night.

There were no further details from officers, nor was there indication that Federal forces had entered the picture.

That Fighting Man

He fled to Paris after his brother was lynched in Georgia in 1908, and became one of France's outstanding war heroes. During World War I, he was a fighter pilot. He was wounded in a dive bombing attack during World War II. Recipient of France's highest military honors, he had over 11 decorations.

By Ollie Stewart

PARIS — When Eugene Jacques (Gene) Bullard died in New York in early October, his death aroused only a tenth of the interest that it should have. You can only account for this by saying that he was relatively little-known in his native land.

But it was much different in France! He was mentioned and eulogized on the French national radio. He was written up in the newspapers. And in Paris where many people knew him well, and thousands of others had heard about him, he was talked about for days on end — and the talk still hasn't died down.

I know, because I've taken part in some of this talk. I saw him often when he was back in Paris five or six years ago — and I went with him to some of the French ministries where he was received with great respect.

He should have been — because here's what history will show about Gene Bullard, the fighting man.

SOON AFTER the outbreak of World War I, he joined the French Foreign Legion.

A year later he transferred to the Lafayette Escadrille (Lafayette Squadron) — and became the first colored military pilot in history.

His record? "I shot down one German plane officially," he told me himself, "and unofficially got credit for another."

He had eleven French war decorations. I counted them. Heading the list was the Medaille Militaire (Military Medal) which is the French equivalent of the American Congressional Medal of Honor — the highest decoration given by the French government!

And I'm told now that he finally was awarded the Legion of Honor just over a year ago, in New York, after it was promised to him for years.

HIS TOTAL bag of medals, in addition to those already mentioned, included:

The Croix de Guerre, for exceptional bravery; the Lafayette Escadrille medal; the medal of the Free French; the battle of Verdun medal; the Volunteer medal, for Morocco; the 1939 Fighting Cross; the medal of a volunteer for 1939; the Red Heart, like the American Purple Heart, for wounds; the 1914-18 French Medal; the Inter-Allied Medal for the first world war.

And to sort of complete the picture, the fabulous career of Gene Bullard included being a soldier, war pilot, boxer,



IN THE TRENCHES — Battle scene during World War I in the trenches in France.

musician, bar proprietor, theater im-
pressario and physical culturist.
And on the side he sold perfume.

GENE BULLARD had a shrapnel wound (I saw that, too) in his leg as big as your fist.

He had steel plates in his back from being blown 40 feet through the air by a bomb — a bomb that killed 13 people and wounded 68!

His memory was phenomenal. When he was in Paris for the last time in 1955-56, he sat in his room and gave me days and dates before and during World War I as though talking about something that happened last week.

For instance, he remarked once, "I joined the French Air Force on October 6, 1916" (almost exactly 45 years before his death).

And when I asked him approximately how many hours of flying time he had compiled, he said without hesitation, "Two thousand, two hundred and thirty-three."

HOW DID Gene Bullard get to France?

"It was a lynching that started it all," he once told me. "I was born in Columbus, Ga., and in 1908 after my brother was lynched, my father decided that Georgia was no place for me, because of my temper. So he sent me to London to stay with one of his friends."

Five years later, young Gene was living in Paris. "I was supposed to stay in London, but after coming to Paris almost every week end and finding out what it was like, I decided to take Paris for good or bad in 1913."

War clouds were gathering at this time, so the very next year after hearing about the colorful French Foreign Legion, Gene Bullard, at the ripe old age of 19, signed up for a hitch in the Foreign Legion.

BUT AIRPLANES, those smoking, snorting things that zoomed through the air, caught his fancy. Riding around in

one of them certainly looked like a more exciting way of fighting a war than slogging through mud and dust.

So in 1916 Gene joined the French Air Force and asked for instruction as a pilot.

"My training ended in 1917," he recalled, "and on one of the happiest days of my life they handed me my pilot's diploma. I was a flyer!"

That same year a group of adventurous young Americans got together and formed a fighter squadron to help the French throw back the Germans.

A number of them, like Gene, had already been in the French Foreign Legion, so he knew some of them, and joined up to have some fun. He stayed with the Lafayette Squadron for a year — and got himself a couple of planes.

He also got that big hunk of shrapnel in his leg, and had trouble walking for the rest of his life.

IN 1918, he left the squadron and went back to ground forces as an infantry instructor — but the need for battle-seasoned fighters was so great just before the Germans decided to give up that Gene had all the combat he could use.

In later life he admitted that he wasn't sorry to see the war come to an end on November 11, 1918.

GENE BULLARD returned to Paris a hero, and after hanging up all his medals, he went a-courting. "This period between the two wars was the happiest part of my life," he told me once.

"I married the Vicountess de Lucie (Marcelle Straumann) and we had two wonderful daughters — both married and both now living in the USA.

"Lolita has a daughter, Denise, and Jacqueline has a son, Richard — which gives me grandchildren. I live only for them now."

But long before the daughters were grown up, which was between the two big wars, Gene Bullard was making a name for himself in Paris life.

He led a band, saved his money and wound up buying the club where he played.

Then he branched out by buying a gymnasium, where paunchy men came to be massaged and sweated to get rid of excess weight. It made Bullard a wealthy man.

Seeing Spots

When John Doe has been out on a rough weekend, work may drive him round the bend next day because of spots in front of his eyes. And the spots seem to be floating away sideways.

Mrs. Smith, a teetotaller, gets spots, too. She can see quite well, even without glasses, but she has almost given up reading.

HERE IS the explanation. The eyeball is filled with a transparent jelly. There are minute particles, such as blood cells, floating about in this jelly which throw sha-

down on the retina of the eye.

In perfect health we ignore these shadows. But if we are tired, bilious, suffering from a hangover or insomnia, we begin to notice them and worry.

Short-sighted people suffer a lot from seeing spots. So do people who have to work with a very bright light.

But, however annoying they are these floating spots — known to doctors as muscae volitantes, meaning flying mice or bats — are quite harmless. The best way to

get rid of them is a holiday, or some outdoor exercise.

'LIGHTNING' — 18 P.

Short-sighted people, and sometimes middle-aged folk with normal sight may get so-called lightning flashes.

These are sudden brilliant flashes of light, slightly curved going upwards on the edge of the vision.

While these are not really serious, they do sometimes indicate the presence of tiny opaque spots in the eye jelly, and may be worth an examination by an eye specialist.

SPOTS OF any sort which flit about may be annoying,

but do not affect the sight. The ones to worry about are those which are always there and in the same place.

If you have one of these, and try to read, you will see a fuzzy patch on the page, always in the same place.

Fixed spots are due to fixed damage. This could be something at the front of the eye, such as a corneal ulcer, throwing a shadow, or something right at the back, like trouble in the retina.

If you have a fixed spot always go to an eye specialist. It may be something slight, which will not get worse, which will not get worse. It may be a warning of something serious.

9703

Negro Gets 18 Years For Attempted Rape

BY MARION JONES

Post-Herald Correspondent

COLUMBIANA, April 25—An 18-year-old Calera Negro was sentenced to 18 years in prison last night on conviction on a charge of entering the home of a white woman near Montevallo and attempting to ravish her. *Wed. 4-26-61*

The Circuit Court jury deliberated five and a half hours in finding Mack Johnson guilty.

Defends Self

The youth, defending himself without a lawyer, presented two witnesses, his aunt and his mother, who testified he was home in bed the night last September when Mrs. W. B. Murray of Montevallo Rt. 2 was attacked.

Five witnesses were called by the prosecution, Mr. and Mrs. Murray, a physician, Montevallo Police Chief Harry Kendrick and Sheriff Red Walker.

Murray said he reached his home about 10:15 that night and found his wife on the floor, a belt cinched tightly around her neck, a baby dress stuffed in her mouth and her clothing torn and in disarray.

The woman said she was rocking her baby in the living room at the house, waiting for her husband to come in, when she heard a knock at the door. She stepped over and unlocked it, and continued on into another room to put the baby to bed, thinking her husband had come in.

When she came back to the living room, a Negro man was there, she testified. He demanded something to eat and money. Mrs. Murray said she told him to get out, threw books, a baton and a chair at him as he chased her around a table.

Woman Faints

She said he went into another room and she thought he had gone. She started to use the telephone when the Negro appeared and looped a belt around her neck.

Mrs. Murray said he tore at her clothes and she fainted.

Chief Kendrick told of finding a kitchen window and screen out, as if someone had hurriedly left that way. He said he called the sheriff, who got bloodhounds and followed a trail from the house to a phone booth at Calera six miles away.

Negro Given 18-Year Term For Assault

COLUMBIANA (Special) — An 18-year-old Negro charged with assaulting a white woman was sentenced to 18 years in prison Monday. *Wed. 4-25-61*

Mac Johnson of Siluria was tried here in Circuit Court. He was sentenced by Judge A. L. Hardigree.

The woman gave this testimony:

She was at home with two children on the night of Sept. 22, 1960. She heard a knock at the front door and the doorknob rattling. It was about time for her husband to come home and she assumed it was he.

She went to the door and unlocked it without seeing who was there, then turned and went into a bedroom and put her baby to bed. When she returned to the living room she found a Negro man who said he wanted food and money. She chased him from the room and thought he had

left, but he returned and overpowered her, pulling her dress over her head and ripping her underclothes.

She passed out and was found by her husband prostrate on the floor, gaged with a child's dress and a belt drawn tightly around her neck.

Johnson was arrested about two months ago. The woman identified him in court, saying the scar on his left shoulder was the scar she saw as she fought her attacker on the night of the incident.

Attempted Rape Trial Continued Until July

TRACY — The attempted rape trial of a 36-year-old Negro has been continued until the week of July 10. Circuit Judge Eric Paul granted the defense motion.

Will Arthur Andrews, a former sharecropper of near Brundidge, was returned here April 25 after fighting extradition from Indiana for nearly two years. *Wed. 4-25-61*

The case involves a white matron in an incident alleged to have occurred Sept. 18, 1959. He also is charged with second degree burglary.

9704 ✓

Life Saved, Words Fail

Happy Negro

In a cell at Kilby Prison, Charles Clarence Hamilton said he could find no words to express his joy.

That was the report given by a prison official who notified the 30-year-old Negro that the U.S. Supreme Court Monday set aside his conviction on charges he broke into a dwelling "with intent to ravish" a white woman.

He was under death sentence.

Hamilton's attorneys contended in their appeal that he was denied due process of law guaranteed by the U.S. Constitution because he did not have aid of a lawyer when he was arraigned on the charge.

At Birmingham, one of Hamilton's attorneys, Orzell Billingsley Jr., said Hamilton was arraigned without an attorney, and that the court appointed one for him three days later.

The Supreme Court actions does not prevent Alabama from further prosecution efforts against Hamilton. Circuit Solicitor Emmett Perrier was out of his office at Birmingham, and could not be reached for comment.

The Supreme Court decision said:

"When one pleads to a capital charge without benefit of counsel, we do not stop to determine whether prejudice resulted. In this case, the degree of prejudice can never be known. Only the presence of counsel could have enabled this accused to know all the defenses available to him and to plead intelligently."

Hamilton was discovered in the bedroom of Mrs. Mary Giangrosso in Ensley, a suburb of Birmingham, in the pre-dawn hours of Oct. 13, 1956. He was in his underwear and his shoes were on.

electric chair on April 23, 1957 and raped by two Negro men.

His attorneys began a long series of appeal moves, contending there was no evidence that Mrs. Giangrosso was harmed or that Hamilton had weapons or burglary.

The automatic appeal of the death sentence to the Alabama Supreme Court resulted in the upholding of the conviction and the setting of the execution date for Dec. 4, 1958.

Gov. John Patterson interviewed Hamilton at a clemency hearing and refused to spare his life.

Hamilton's attorneys then carried the case to the federal courts. The specific charge against Hamilton was nighttime burglary of an occupied dwelling with intent to commit a felony — a capital offense in Alabama.

U.S. Judge

Balks Seals

Bid For Stay

Willie Seals, Prichard Negro, convicted of raping and beating a Mobile white woman three years ago, has lost his plea in federal court for a stay of execution.

U.S. District Judge Seybourn Lynne of Birmingham rejected arguments by Seals' Montgomery Negro attorney, Charles S. Conley, that the convicted rapist's civil rights had been violated.

Conley made a second plea to Lynne Thursday, asking a stay of execution pending an appeal. However, it was also rejected.

The action remands Seals' case to the state. Unless an appeal is taken directly to the U.S. Circuit Court of Appeals, the next move would be for the state to reschedule the Negro's execution date.

SENTENCED IN '58

Seals, 28, was sentenced to death on Dec. 4, 1958, for the rape of a 24-year-old white woman in the Mobile suburb of Prichard.

The woman testified in Mobile Circuit Court her car ran into a ditch and she was telephoning for help when she was pulled from a public telephone booth, beaten

and raped by two Negro men.

Another Negro, Arthur Lott, 26, was convicted in the case and given a life sentence.

Seals won several stays of execution in his legal fight. The last was granted by Lynne last July only six months before he was scheduled to die in Kilby Prison's electric chair.

CONTENTION UNSUPPORTED

Lynne's order, entered at Montgomery, and dated Nov. 29, discharged the writ of habeas corpus and vacated the stay of execution.

The judge said Seals' contentions that his trial was unfair "are unsupported by facts which his counsel were given every opportunity to develop." And, at another point, he declared that "a resolute opinion that the course of proceedings in the trial court was free of any constitutional blemish."

Among Seals' arguments were: That Negroes were systematically excluded from the grand jury which indicted him and the petit jury which tried him. But Lynne said testimony indicated that through the years immediately preceding the trial "there were usually two or three Negro jurors present on each panel summoned for duty . . . moreover, there were at least two Negroes present on the special venire" at the trial. The judge expressed conviction that systematic exclusions of Negroes from juries "has not been practiced in Mobile County at any relevant times."

—That the trial was in a racially segregated courtroom. However, Lynne said evidence indicated that standing spectators were indiscriminately mixed, and any separation of those seated was voluntary because there was no order or law requiring segregation.

—That Negroes are systematically excluded from voting in Alabama and, therefore, the trial judge was not duly elected. Lynne described this as "spurious."

—That news reports of Lott's confession created a climate of bias and prejudice against Seals.

Lynne noted "there is no evidence that any juror had read any of the newspaper accounts complained of," and "each juror under oath denied that he had a

fixed opinion . . . which would bias his verdict."

Court Stays The Montgomery Death Date For Rapist

By ARTHUR OSGOOD

Six hours before he was to go to his death, Willie Seals Jr., a Negro convicted of the rape of a white Mobile housewife, won at least several weeks more of life through the order of a federal judge.

U.S. District Judge Seybourn Lynne of Birmingham granted Seals a habeas corpus hearing, set for July 21, at which time he will be given a chance to show that he was illegally convicted and sentenced to die.

The writ was filed in U.S. District Court here on the heels of an order from Gov. John Patterson denying clemency to the condemned man.

As Patterson pondered Seals' fate Thursday, Seals' attorney, Charles Conley, drove to Birmingham to seek the habeas corpus hearing from Judge Lynne.

AWAITED DECISION

On his return to Montgomery, Conley awaited Gov. Patterson's decision. When he learned that Seals was not to be granted clemency, he filed habeas corpus documents in the local federal court. A waiting deputy marshal took them to Kilby Prison, where Seals was to go to the electric chair early Friday.

Grounds for issuance of the writ were:

—That Seals was denied due process of law because of the "exclusion and-or inclusion" of Negroes in the grand and petit juries which heard his case in Mobile. (The term—"inclusion" implies that only token numbers of Negroes are systematically provided for in jury rolls.)

—That his rights were also violated in that he was tried in a courtroom segregated according to the state law.

—That officials presiding at his trial were not serving constitutionally, since the Alabama Leg-

islature has failed to reapportion as required by the State Constitution.

—That a venire of 110 men was called for the trial instead of the 100 required by law.

—That newspaper accounts of the arrest of Seals and another Negro had inflamed the minds of prospective jurors against Seals.

JOHNSON VACATIONING

The writ was issued by Judge Lynne because of the absence on vacation of U.S. District Judge Frank M. Johnson Jr., of this district. Federal district judges are empowered to act in other districts.

At a clemency hearing Wednesday, the slightly built 27-year-old Negro denied raping the woman three years ago. His wife and mother also urged Patterson to commute the sentence to life.

Seals had been scheduled for execution last January, but it was delayed pending an unsuccessful appeal to the U.S. Supreme Court. That was his fifth reprieve for various legal reasons.

He was sentenced to death and another Negro, Arthur Loft, 23, drew life imprisonment after they were convicted of rape charges in Mobile Circuit Court in December 1958.

They were picked out of a police lineup by the victim, a young mother and former Auburn coed who was beaten and raped on a road near the Mobile suburb of Prichard one rainy night in June 1958.

Rape Of Stepdaughter Nets 10-Year Term

BIRMINGHAM (AP) — A circuit court jury Thursday convicted Harold Coffman, 37, of raping his 14-year-old stepdaughter and fixed punishment at 10 years in prison.

Circuit Judge Alta L. King postponed formal sentencing until Monday because of the illness of Coffman's court-appointed attorney, John Williams.

Coffman had pleaded innocent

Rape Attempt Nets 19 Years

TRAY (Special) — A 37-year-old Negro was sentenced to 19 years in prison Monday for the attempted rape of a young white housewife nearly two years ago.

Will Arthur Andrews, a former sharecropper, pleaded guilty to the charge.

Andrews was arrested in the fall of 1959. The woman said then he attempted to rape her in the back yard of her home in Richland community eight miles east of Brundidge.

She said he hit her about the face and neck and fled when a neighbor began screaming. Her husband was away at the time.

Andrews was held in Pike County jail since April 25 when he was returned here after fighting extradition from Indiana since September, 1959.

A second - degree burglary charge against Andrews was not pressed.

Five Facing The Montgomery Death Chair On Nov. 24

Five condemned men — four sentenced to die for murder and another for rape — lost their appeals to the Alabama Supreme Court Thursday.

The high court set the execution date at Nov. 24 for all five: Edward S. Bosarge and four Negroes, Wilmon Gosa, Roosevelt Howard, Joe Henry Johnson and Drewey Aaron.

They face death in Kilby Prison's electric chair. It is the most electrocutions scheduled for one night in the memory of court officials.

The Supreme Court turned down the initial appeals of Aaron, sentenced to die for raping a white Montgomery housewife, and convicted murderers Bosarge, Gosa and Howard.

AUTOMATICALLY APPEALED white storekeeper, near Greenville, Jan. 9, 1960. Witnesses testified for rehearing and reaffirmed their earlier decision upholding the death penalty given him. The other four also are entitled to apply for rehearing, and that could postpone their executions pending action of those second appeals.

Death cases are automatically appealed to the Supreme Court. All seven justices concurred in each case and held that there was no legal cause to set aside any of the five convictions.

Gov. John Patterson has power to commute any of the death sentences to life imprisonment if he sees fit. He has done so once during his administration. Several have been executed.

PLEADED GUILTY

The governor could also rearrange the execution dates if the tribunal does not change them pending proceedings on rehearings applications which might be filed between now and Nov. 24. Patterson has changed execution dates in the past when more than one was set for the same night.

Johnson, 19, was sentenced to death in Limestone Circuit Court early last year. The Negro farm boy pleaded guilty to the murder of a 62-year-old white woman, Miss Dicie Boyd, on Nov. 1, 1959 at her rural home near Athens. She was stabbed, bludgeoned and raped.

A jury at Tuscaloosa ordered the death penalty for Gosa, 39-year-old Negro, in the butcher-knife slaying of his 5-year-old daughter, Shelia, at the home of his estranged wife at Tuscaloosa Jan. 27, 1959.

Electrocution was ordered the second time for Aaron last November in Montgomery Circuit Court. The 25-year-old Negro truck driver's first conviction for raping a white woman in June, 1959, was reversed by the State Supreme Court. His second conviction was upheld Thursday.

Bosarge, 39-year-old parolee, was condemned to die for the hammer slaying of a 22-year-old waitress, Dorothy Cash, in west Mobile Nov. 15, 1959. Bosarge, who had served 14 years for an earlier bludgeon killing in Mississippi, was convicted in Mobile Circuit Court last year.

Howard, 22, was sentenced to death for the rifle slaying of Vandiver Lazenby, an elderly

FINAL VERDICT AWAITED

The Montgomery Advertiser Court Fails To Block Seals' Execution Date

A Mobile Negro convicted of the rape of a white housewife apparently lost in his effort to stave off his execution Monday.

U.S. District Judge Seybourn Lynne of Birmingham said at the conclusion of a hearing here that at that point he found no reason to believe that the constitutional rights of Willie Seals had been infringed.

But Lynne said he had not completed his study of the case. He said he would issue a written opinion in five or six days.

Lynne had granted Seals a chance to show his rights had been violated when the Negro was only six hours away from the electric chair last July 6.

Attorney Charles Conley of Montgomery, representing Seals, had driven to Birmingham to request a hearing. U.S. District Judge Frank M. Johnson Jr. was out of the city at the time.

Conley argued that Seals had not received a fair trial because Negroes are excluded from juries in Mobile where he was tried, because the courtroom was segregated, and because newspaper accounts of the rape and subsequent arrest of Seals had prejudiced the jurors.

Last month Lynne held a hearing in Mobile on the issue of jury selection in that city. Testimony here Monday also revolved on the question of jury selection.

Seals' attorneys presented figures to show that only a tiny proportion of the approximately 9,000 persons on the Mobile jury rolls are Negroes. The state countered with testimony from Seals' attorney during the trial, Wallace Johnson, who said he had often observed Negroes serving on Mobile juries.

A jury commission member testified that there was no indica-

tion on cards bearing jurors names to indicate whether they were white or Negro.

Seals, if turned down by Lynne may pursue his appeal to high federal courts.

He had turned to federal court after his clemency appeal to Gov. John Patterson was turned down. After Conley had obtained a hearing from Lynne, he waited until he learned that Patterson would not spare Seals' life before filing the necessary documents in the federal court here.

27e(2) 1961

ALABAMA

NOVEMBER

WILLIE SEALS, JR. MOBILE)

9706 ✓

Convicted Rapist Loses Appeal

Birmingham Post-Herald
Judge Says No Reason Found
For Federal Courts To Interfere

MONTGOMERY, Nov. 6 (AP) — A convicted Negro rapist who claimed denial of his civil rights lost another appeal today in Federal court. *Birmingham, Ala.*

Willie Seals Jr. of Mobile sought in vain for an order from U. S. Dist. Judge Seybourn Lynne of Birmingham to prohibit the state from putting him to death for the rape of a white woman.

The judge had granted a stay of execution pending his ruling on the Negro's complaint.

A new death date will be fixed now by the State Supreme Court unless Seals appeals to higher Federal courts.

Lynne, concluding a series of hearings which began in September, announced he had found no reason for the Federal courts to interfere.

Seals had complained that he was denied his constitutional rights at his trial in state court at Mobile in December, 1958.

The Federal judge said he will enter a written order after he returns to his office in Birmingham.

The condemned Negro's time for filing an appeal to higher Federal courts will start when the formal order is filed.

Seals, turned down by the U. S. Supreme Court on an earlier appeal, was only six hours away from his scheduled electrocution when Lynne agreed last July 6 to grant a hearing on the civil rights charges.

The Negro's attorney had driven to Birmingham to file the request because the Federal judge in Montgomery, Frank M. Johnson Jr., was out of the city.

Through his attorney, Seals contended he was denied his constitutional rights because, he said, Negroes are excluded from or serve only in token numbers on juries in Mobile where he was convicted.

He also protested that he was tried in a segregated courtroom; that newspaper stories of the rape inflamed prospective jurors; and that officials presiding at his trial were serving illegally because of the failure of the Alabama Legislature to reapportion itself.

9707 ✓

90-Day Stay For Ala. Man

Chicago Defender
Chicago, Ill.
MOBILE, Ala. (UPI) — The fight to save Willie Seals from the death chair gained impetus last week when the condemned man was granted a new 90-day reprieve.

Seals, a 28-year-old Prichard man, was scheduled to die next week in Kilby prison's electric chair for the charged rape of a white woman.

Atty. Charles S. Conley of Montgomery was retained by the Non-Partisan Voters league and the Citizens' committee, jointly, in the effort to save Seals after new evidence was brought to light which apparently raised grave doubt of his guilt.

"We regard the effort to save Willie Seals from an untimely death in the electric chair as the most important responsibility has at this time in the struggle for full equality under the law," A. S. Crishon and J. L. LeFlore, leaders of the two organizations, said.

"We believe a serious miscarriage of justice has been imposed and with the . . . support of citizens here and elsewhere in Alabama, we shall leave no stone unturned in the fight to save his life."

They said an "all-out" legal battle would be made to keep "this man from 'burning' in the electric chair."

Supreme Court agrees to hear Negro's appeal

The Birmingham News
Birmingham, Ala.
The U. S. Supreme Court has agreed to hear an appeal by Charles Clarence Hamilton, Birmingham Negro sentenced to death on a conviction of "breaking and entering a dwelling with intent to ravish."

Hamilton was discovered in the bedroom of Mrs. Mary Giagrosso in Ensley on the night of Oct. 12, 1956. His attorney has emphasized that there was no evidence that Mrs. Giagrosso was harmed or that Hamilton had weapons or burglary tools.

On June 21 of last year, the U. S. Supreme Court denied the Negro a hearing on a petition which said Hamilton was held in jail five months before arraignment, was required to plead without the advice of counsel, and did not have effective aid of an attorney at his trial.

The petition acted on by the high court yesterday pressed a contention that Hamilton did not have effective aid of counsel at his arraignment.

Alabama Rape Case To High Court

Chicago, Ill.
W.F. Post-Herald
NEW YORK — The U. S. Supreme Court this week has agreed to review the case of a Birmingham, Ala., Negro arrested and sentenced to death on the charge of "burglary with intent to ravish" a white woman.

The convicted man, Charles

Hamilton, was arrested in October, 1956 charged with entering a home with intent to burglarize and to rape an 80-year old white woman.

While the burglary charge was dropped, Hamilton was sentenced to death for "intent to rape" and has been held in Kilby Prison, Montgomery, Ala. since April, 1957.

The case was taken to the U. S. Supreme Court by attorneys for the NAACP Legal Defense and Educational Fund in cooperation with Hamilton's Alabama lawyers on the ground that Hamilton was denied the services of an attorney at the preliminary stages of the proceedings. A lawyer was appointed by the court for arraignment and the entry of plea recorded.

Doomed Negro Rapist Bid For Re-Trial Turned Down

The Montgomery Advertiser
Montgomery, Ala.
By THE ASSOCIATED PRESS
The Alabama Supreme Court says a condemned Negro rapist waited too late to claim that members of his race are excluded from jury service in Mobile.

For that reason, among others, the court Thursday turned down a request from Willie Seals Jr., 26, for permission to reopen the case in the trial court at Mobile, where he received the death sentence.

The tribunal said the issue should have been raised before the Negro's trial.

Seals faces death in the electric chair April 7 for the beating and rape of a white Mobile divorcee in June 1958. He has been granted four reprieves by Gov. John Patterson pending appeals.

In other action, the Supreme Court upheld:

1. A \$39,482 judgment awarded to a jewelry salesman whose sample case containing diamonds was lost in a Mobile hotel.
2. The 25-year prison sentence given Peggy Ostell Goldin in the slaying of Jackie Ray Lumpkin in DeKalb County.

The court also ruled out claims in the Seals and Goldin cases that unfavorable newspaper stories deprived the defendants of a fair trial.

Seals lost the right to raise the question of Negro jurors by failing to bring it up in the trial court, said Chief Justice Ed Livingston, who wrote the Supreme Court's opinion. After his conviction, the Prichard Negro changed lawyers before asking the high court for permission to seek a new trial.

Livingston pointed out that two Negroes were on the panel from which both the grand jury and the trial jury were drawn, and added:

"That would not have been possible had the jury box not contained the names of Negroes."

Seals also contended in his appeal to the Supreme Court that he was victimized by newspaper publicity concerning a statement by another defendant implicating him.

Condemned Rapist's Appeal Is Rejected

Birmingham Post-Herald
Birmingham, Ala.
State Supreme Court Also Upholds
25-Year Sentence Given To Mrs. Golden

MONTGOMERY, Jan. 26 (AP) — The Alabama Supreme Court says a condemned Negro rapist waited too late to claim that members of his race are excluded from jury service in Mobile.

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That question, Livingston said, could have been raised in the lower court on a motion to move the trial to another county.

In the Golden case, the tribunal found no evidence that newspaper coverage of the killing denied her a fair trial. She had been turned down on a request for a delay in the lower court.

Jewelry Salesman Meyer E. Wolf, in his lost diamonds claim against the Battle House Hotel, contended that the hotel failed to comply fully with a state law concerning valuables and thus could not claim a \$300 statutory limit on losses.

A jury awarded Wolf damages of \$39,482 for loss of the sample case of diamonds in October, 1956. He had asked for \$76,926.

The hotel claimed the \$300 limit, but the Supreme Court said "full compliance" was necessary with the law about posting notices concerning valuables, and that there was no evidence that the hotel complied.

Since the Wolf case, the law has been amended to give hotels greater protection against loss of valuables.

Autauga Gets 18-Year Term In Rape Case

By ARTHUR SHAW
Assistant State Editor

PRATTVILLE — A 36-year-old father of two was found guilty of rape here Friday night and sentenced to 18 years imprisonment.

Defense attorneys immediately filed a motion of appeal and Judge Oakley A. Melton set bond at \$10,500 for Hobert Ray Smith of Marbury.

He did not make bond immediately.

The defendant, accused of raping a 14-year-old girl on the night of Dec. 21, 1960, sat solemn-faced and showed no emotion as the verdict was read four hours and five minutes after the jury of 12 fathers went into deliberation.

The defense had entered a plea of insanity. The prosecution argued that a "maximum penalty" was justified in the case, although the word "death" was never mentioned.

The defense completed its case Friday at 1:45 p.m. after bringing 28 witnesses to the stand during the day. Included were the defendant's wife and daughter.

DAUGHTER TESTIFIES

Defense attorney Clarence Atkinson called to the witness chair the defendant's wife shortly before the defense rested.

Mrs. Smith testified she has noticed a "mental change" in her husband during the months preceding the incident. She said her husband of 15 years had "become moody and acted a lot different."

Smith's daughter, Annette, also 14, and a classmate of the attack victim, also testified. She testified that Smith was an "excellent father."

Among those taking the stand as character witnesses for Smith were fellow workers at a wire mill and residents of the community.

Several character witnesses also testified they had noticed a change in Smith's mental attitude during the months preceding the incident.

Smith was charged with entering the girl's home and raping her while her parents were away Christmas shopping last Dec. 21. The Smiths and the girl's family are neighbors.

The child's mother testified Thursday she caught Smith in the act of raping her daughter. She told of returning from Christmas shopping to find him and her daughter on a couch.

The stocky defendant Thursday told the circuit jury he could remember nothing from the time he bought a gift for his wife on Dec. 21 until he awoke in jail the next morning.

Negro, 19, Indicted For Rape

MOBILE, Jan. 27 (UPI) — The Mobile County Grand Jury indicted Leon Major Taylor, 19, Prichard Negro, today on charges of raping a white woman.

Taylor also was indicted on charges of first degree burglary in connection with a break-in at a tourist court cabin just two days after he allegedly raped a 42-year-old Mississippi white woman in another cabin at the same tourist court.

Solicitor Carl M. Booth said a second rape charge against Taylor would be presented to the next grand jury session. Booth said the 36-year-old white waitress, who was raped at still another cabin in the court about a week later, could not be located in time to have her appear before this grand jury.

Gets 18 years—

Man convicted of raping girl

BY BOONE AIKEN
News correspondent

PRATTVILLE, Ala., March 25 — Hobert Ray Smith, who purchased a ring for his wife's Christmas present Dec. 21 and a few hours later was arrested on charges of raping a friend's daughter, was sentenced to 18 years in the penitentiary Friday by an Autauga County jury.

Smith's attorneys gave immediate notice of appeal. Bond was set at \$10,500.

The jury deliberated four hours before returning a verdict that could have carried a death sentence.

During the trial the 14-year-old victim's mother, the girl, a local doctor, two deputy sheriffs and a state toxicologist testified for the state.

The 36-year-old defendant testified that he took several drinks the night of the rape and remembered nothing from the time he purchased the ring until he found himself in the Autauga County Jail.

Twenty-seven character witnesses from three counties testified that the reputation of the defendant was "good."

MRS. SMITH TESTIFIED her husband had been a good husband and father 15 years. She said he gave her the bridal ring set before he was taken to jail on the night of the attack.

According to Mrs. Smith she had noticed a change in her husband for some time and had felt he needed psychiatric treatment.

Declaring that in the eyes of the law voluntary drunkenness is no excuse, the prosecution asked that the man be removed from society, and said "we feel the maximum penalty allowed by law is justified."

Before the trial began, Judge Oakley Melton denied a request by the defense that psychiatrists be appointed to examine the defendant.

Negro To Plead For Release

MONTGOMERY, Sept. 21 (UPI) —

A Mobile Negro, convicted for rape and five times saved from the electric chair, will plead for his release tomorrow in U. S. District Court here.

Willie Seals, 27, won his latest stay of execution on a writ of habeas corpus from Federal Judge Seybourn Lynne of Birmingham six hours before his scheduled execution in July.

His case will be heard by Lynne at 10 a.m. Sept. 22.

Seals was found guilty by a Mobile Circuit Court Jury in December, 1958, of raping a white mother on a road near Prichard in June of that year.

Another Negro involved, Arthur Lott, 21, was sentenced to life imprisonment.

As ground for the writ of habeas corpus, Seals contended he was deprived of due process of law because Negroes were excluded from the jury and his case was tried in a segregated courtroom.

He also charged newspaper accounts of the crime inflamed the minds of prospective jurors against him.

9708



HOBERT SMITH
Told of Blackout

Court Told Mother Saw Child Raped

By STUART CULPEPPER
Advertiser Staff Writer
PRATTVILLE — A mother testified Thursday that she caught Hobert Ray Smith, 36, of Marbury in the act of raping her 14-year-old daughter last Dec. 21. Smith, father of two children, sat pale and almost immobile as the mother told of returning to her Marbury home from Christmas shopping to find him and her daughter on a couch.

The stocky defendant told the circuit court jury of 12 fathers that he could remember nothing from the time he bought a gift for his wife on Dec. 21 until he awoke to jail the next morning.

He said he had not previously had any experience with blackout spells or lapses of memory, but that he did have a past history of severe headaches.

TEARFUL TESTIMONY

The mother said she pulled Smith off the girl and slapped him. Smith, a neighbor and former friend of the family, then told her to take a gun and kill him, she said.

The child testified briefly and

tearfully, mostly backing up the testimony her mother had given previously.

Defense Attorney Clarence Atkeison remained on his feet for almost the entire duration of the mother's testimony, objecting to most of her statements.

Judge Oakley Melton Sr. ordered the courtroom cleared of all spectators after the jury was empaneled shortly before noon. Several persons milled around the closed glass doors to the courtroom as the trial progressed.

The defense is expected to call about 30 character witnesses when the trial resumes at 9 a.m. Friday.

None Charged In Rape Case

ANNISTON (AP) — Police Friday held a half-dozen Negro men for questioning in the rape of a middle-aged white woman at her home near here Thursday.

Detective Chas. E. Pate said none of the men was charged. He declined to name them.

Search parties composed of city, county, state and military police officers, working with helicopters and bloodhounds, lost the trail of a man near Fort McClellan in the late dawn hours Friday, Pate said.

The woman described the attacker as 20 to 25 years old, slender, and wearing a blue knit shirt and a tan cap.

Execution Stay Asked For Negro

The attorney general's office said Tuesday it had been notified that the attorneys for condemned rapist Willie Seals had filed a petition with the U.S. Supreme Court seeking a stay of execution.

Seals, a Mobile Negro, was scheduled to die in the electric chair April 7 for the rape of a young white housewife.

The Negro was originally scheduled to die last fall, but he has been granted several reprieves by Gov. John Patterson.

Asst. Atty. Gen. George Mentz said the latest move by Seals' counsel would probably result in another delay if the high court grants the stay of execution.

Negro Receives Life Sentence

MOBILE (AP) — A young Mobile Negro was sentenced to life in prison Wednesday when he pleaded guilty to a charge he raped a 42-year-old Mississippi white woman at a tourist court here.

Circuit Judge Robert T. Ervin Jr. also sentenced Major Leon Taylor, 19, to a 10-year term on a first-degree burglary charge.

Taylor will be eligible for parole consideration after serving about 20 years.

Still pending against Taylor is a second rape charge in connection with an alleged attack on another white woman at the tourist court. The women said they were raped last November.

White woman reports rape

PRICHARD, Ala., March 4 (AP) — A white mother of six reported to police that she was raped in her home early Saturday by a Negro.

She told detectives she awoke to find the man standing next to her bed. She said he had a crowbar and threatened to kill her and the children.

Rape Trial To Open In Prattville Today

PRATTVILLE, March 21 (UPI) — Some 55 witnesses are expected to testify in the trial of a 36-year-old father of two on rape charges which opens here tomorrow.

Autauga County officials said 11 witnesses have been called to testify for the state against Hobert Ray Smith of Marbury, who has been held in the county jail since Dec. 21, accused of criminally assaulting a 13-year-old girl at her home near Marbury. The other 44 witnesses were called for the defense.

Circuit Solicitor Glen Curlee said the child, oldest of six, was minding the younger children while her parents were Christmas shopping when the alleged attack occurred.

Curlee said the victim put the youngsters to bed and was watching television when she heard a knock on the door. The girl told Curlee she recognized Smith, a former neighbor, who entered the room, turned up the TV, grabbed her and threatened to kill her if she screamed.

A physician verified that the girl had been raped, Curlee said. Smith, at the time of his arrest, told the solicitor he had no recollection of the crime, but admitted having several drinks after leaving his job the night of Dec. 21.

Smith also said he remembered visiting a jewelry store where he bought his wife a bridal ring as a Christmas gift, Curlee said.

Also on the docket this week is the first degree murder case against John Paul Jones, 21-year-old ex-Seabee, charged with fatally shooting his father, Otto Russell Jones, of Marbury, Nov. 19.

Mother Relates Attack On Girl

Declares She Arrived Home To Find
Family Friend Assaulting Daughter

BY PATRICK HARDEN
United Press International

PRATTVILLE, March 23—An attractive mother of six children testified today when she arrived at her home one night just before Christmas she found one of her best family friends attacking her 14-year-old daughter.

The 33-year-old woman, almost on the verge of tears, identified the attacker as Hobert Ray Smith, 36, of Marbury, who went on trial today on charges of raping the girl Dec. 21.

Smith, neatly dressed in a gray suit and bright tie, pleaded not guilty and not guilty by reason of insanity when the trial opened in the old courthouse here.

In a hushed courtroom, closed to the general public, the mother said, "I walked into the den and saw Smith on top of my daughter. I pulled him off onto the floor. He sat up and I slapped him across the jaws."

Pausing to regain her composure, the mother said, "he looked at me and said—'take a gun and shoot me. Kill me before I leave.'"

Girl Declared Unconscious

The mother said her bespectacled child had no pajama bottoms on and her pajama tops were bloody. "My daughter was blue. She was unconscious."

She said her husband then entered the room, picked up a mop, threw it down and grabbed a chair, "before I screamed, 'honey, put it down and do something for the child'."

She said her daughter suddenly regained consciousness and "started running about and screaming."

On cross examination by Defense Atty. Clarence Atkeison, she said, "We were very good friends with Hobert Smith and his family

until the incident. We exchanged visits and I considered them my best friends. I thought he was one of the nicest persons in the world and my children called him 'Uncle Hobert.'"

The child described the alleged attack while twisting her white dress between her fingers and fighting back the tears. She repeatedly referred to Smith, a former neighbor, as "Uncle Hobert."

Still Goes To School

On cross examination, she testified she had repeatedly discussed the alleged assault with her mother and "she told me what to say." She added she still was going to school and "having just as much fun" as she ever did.

Another state witness, Dr. Charles More of Clanton, said he examined the child at the Chilton County Hospital and found bruises and other evidence she had been raped.

Earlier, Special Prosecutor George N. Taylor told the jury he wanted Smith, father of two children sent to the electric chair. Taylor said evidence gathered by Autauga authorities showed Smith committed the alleged assault shortly after he purchased his wife a wedding ring set for Christmas in Montgomery.

Circuit Judge Oakley Melton Sr. cleared the courtroom of everyone except the press, Smith's wife, Sue, and court officials when the trial got under way at 1:30 p.m. The family of the young girl em-

played Taylor and winnam a help Circuit Solicitor Glen Curlee and Autauga Solicitor Tharon O. McDowell



TRIED AT PRATTVILLE—Hobart Ray Smith, 36, of Marbury is shown led by Deputy Robert Turner to the Autauga County courthouse where he was on trial on a charge of raping a 14-year-old neighbor girl. He pleaded not guilty by reason of insanity to the Dec. 21 attack.

Jury Deliberating Smith Rape Case

BY PATRICK HARDEN

United Press International Staff Writer

PRATTVILLE, March 25—A jury composed of fathers and grandfathers began deliberating this afternoon whether Hobart Ray Smith raped a 14-year-old, mentally-retarded, half-blind neighbor girl.

The two-day trial went to the jury at 2:44 p.m.

Circuit Judge Oakley Melton Sr. told the jurors they could find the 36-year-old Smith guilty of rape, assault with intent to rape, assault and battery or innocent. Melton said if the jurors found Smith guilty of rape they could send him to the electric chair or sentence him to not less than 10 years imprisonment.

Special Prosecutor George Taylor demanded the death penalty for Smith, father of two daughters.

Smith is accused of raping the teen-ager the night of Dec. 21 while she cared for her five younger brothers and sisters in the family home near Marbury.

Defense Atty. Clarence Atkinson rested his case shortly before noon today after sending 27 character witnesses to the stand including the attractive wife of the accused man.

band was in the yard. She said a few minutes later a deputy sheriff arrived and before Smith was taken to jail he presented her a twin ring bridal set which he had purchased as a Christmas gift for her a few hours before.

'Quiet Man'

Mrs. Morrell J. Smith, sister-in-law of the defendant, described Smith as a "wonderful father and an excellent husband. He was a good man." She noted, however, there were some apparent mental changes between six months and a year before the attack.

All the character witnesses testified Smith had an "excellent reputation" and was known as a "peaceful and quiet man."

Smith late yesterday testified he could not remember anything about the alleged assault. He said he "could not remember anything from the moment I bought my wife a bridal ring set at a Montgomery jewelry store until I woke up in jail the following morning."

The young girl's mother testified she had to pull Smith off of her daughter when she came home "that horrible night."

Wife's Testimony

Mrs. Sue Smith, a well-dressed brunet, testified her husband began "to show some mental changes several months ago. He was always working and he started talking short to me and my daughters. He seemed to be moody all of the time."

Cross-examined by Solicitor Glen Curlee, Mrs. Smith said her husband "just wouldn't be still anymore." She said the night of the alleged attack the girl's mother called and told her of the incident. She said her husband arrived a few minutes later but that she did not see any blood on his clothes.

Mrs. Smith said she took her two daughters to her sister's house and when she returned her hus-

9709

Orders Retrial For Man Held Since 1956

ST. LOUIS (UPI) — Luther Bailey, a Negro who was sentenced to death for rape in Little Rock, Ark., by an all white jury, has been granted a new trial.

**A NEW TRIAL IS WON
BY ARKANSAS NEGRO**

ST. LOUIS, March 17 (AP) —

The Court of Appeals for the eighth circuit ruled today that an Arkansas Negro condemned to death as a rapist was entitled to a new trial because of racial discrimination in selection of a jury in the case.

The appellate court gave the State of Arkansas nine months in which to retry Luther Bailey, convicted of raping a white woman at Little Rock June 14, 1956.

If the Negro is not retried within the specified time, the court said, Federal District Judge Gordon E. Young will be directed to grant Mr. Bailey's application for a writ of habeas corpus. The Negro is in the Arkansas State Penitentiary.

Judge Young's ruling denying a writ of habeas corpus was reversed and the case was remanded to that court.

Since 1939, the appeals court found, no Negro has served on any kind of jury panel in the second or third divisions of the Pulaski County (Little Rock) Circuit Court.

"A fact of this kind would support a conclusion that a prima facie case of discrimination in the selection of juries in these civil divisions has been established," the court stated.

The U.S. Eighth District Court of Appeals ruled that there was racial discrimination in the selection of the jury for the 1956 trial. The appeals court also said that Bailey's civil rights had been impaired.

Bailey, who is now in Arkansas State penitentiary, will be retried by the state within nine months as a result of the appellate court's decision.

Emphasizing that the decision did not deal with the man's innocence or guilt, the court said that if he is not retried within the nine months, District Judge Gordon Young would have to grant the prisoner writ of habeas corpus.

Judge Young's denial of the writ was reversed and the case was remanded to his court.

The court held that the trial did not measure up to the standards of equal protection clause of the fourteenth amendment of the Constitution.

It was pointed out by the court that poll tax receipts, which are needed to serve on Pulaski county juries, were marked if the person paying them was a Negro.

It was also pointed out that from 1952 to 1956 only one Negro name was carried on the jury panel of alternates of the criminal division of the Pulaski County court. Additionally, there was not one Negro to serve on any jury panel in the other two divisions of the court since 1949, the court pointed out.

Church Unit Goes On Record For Mixed Marriages

Jackson Daily News
Jackson, Miss.
Wed. 1-11-61
WILLIAMSBURG, Va. (AP) — An interracial organization of the Protestant Episcopal Church gave its full approval Tuesday to interracial marriages.

The group declared there are neither theological nor biological barriers to interracial marriages and that laws forbidding such marriages "are contrary to Christian teaching, natural laws and the constitution of this country."

The Episcopal Society for Cultural and Racial Unity (ESCRU) approved a memorial requesting the House of Bishops of the Protestant Episcopal Church to state in its next pastoral letter the position of the church concerning marriage between persons of different color.

CLAR STATEMENT

The memorial read, "the society recognizes the small incidence of such marriages, but urges a clear statement to guide clergy and laity in view of the impression frequently given that such marriages violate biological and theological principles."

The society also called upon President-elect John F. Kennedy to give "courageous leadership to the nation in a crusade for the full rights of citizenship for all people without regard for race, color, class, religion, or ethnic origin."

The resolution also urged Kennedy to call a "White House Conference on the Achievement of a Desegregated Society early in his term of office so that many may be strengthened and equipped for their work towards the realization of freedom and justice for all."

The Episcopal Society for Cultural and Racial Unity was organized last year to promote racial integration within the Protestant Episcopal Church. Its members expressed dissatisfaction with the pace of desegregation both within the church and

outside the church.

Another resolution approved called upon federal and state authorities to take immediate steps to reopen public schools in Prince Edward County, Va. The schools were closed last year to avoid court-ordered integration.

The society urged church authorities to discontinue the use of church facilities by secular, private segregated schools and by segregated parochial schools. Many church facilities and parochial schools, they said, are being used "deliberately by some and unintentionally by others to avoid government directives, and either case are perpetuating patterns of segregation."

Earlier society members were told they should resign immediately from racially segregated church institutions. The Rev. McRae Werth, associate rector of St. Andrew's Church in Wilmington, Del., said clergy members of the society should not baptize, confirm, give communion or preach in such places.

URGES SIT-INS

Werth said members of ESCRU should picket or stage sit-ins in segregated church institutions when any bishop, priest or deacon of the church visits it for any reason.

"It is immoral," Werth said, "to lend the name of the church to such a place, just as it is immoral for any person decrying public school segregation to send their child to church schools practicing it."

The society did not issue a statement—as its members earlier had voted to do—deploring an incident in which three New York Negroes were denied admission to a Williamsburg restaurant Sunday night.

At Tuesday's session a committee that investigated the incident reported to the society that the restaurant proprietor had said he was sorry for the incident and

that he would admit Negroes in marriage. That didn't make a lot of the future if two nearby restaurants would agree to do so.

The members then voted to turn the matter over to the rector of Bruton Parish Protestant Episcopal Church here for final handling.

Leroy Carter of East Elmhurst, N. Y., one of the Negroes denied admission to the restaurant, objected to this action and said he was "flabbergasted" by the manner in which the society had disposed of the matter.

Action on more resolutions and memorials, election of officers and adoption of by-laws were on the agenda preceding today's scheduled noon adjournment.

TIMES CHANGING SLOWLY

Mixed Marriages Fail To Cause Major Stirs

P. 4 B

WASHINGTON (AP) — Back in 1853 a New York mob tried to lynch a Negro who had married a white girl. He fled the country.

In 1884 a world famous Negro orator married a white woman in Washington. Newspapers disapproved roundly, and almost unanimously.

In the 1920s a New York City aristocrat complained in open court that his wife had Negro blood. In a sensational trial, he charged fraud and sought to annul the marriage.

Times have changed now.

Last fall a Negro entertainer, Sammy Davis Jr., and Swedish actress May Britt became man and wife without much trouble. There were no howling mobs, no flood of editorials viewing with alarm.

In fact, a sister of President Kennedy attended the ceremony and—accounts vary—kissed or was kissed by the bridegroom.

A Negro congressman, Adam Clayton Powell of New York, married his white secretary last December. No uproar followed.

CHURCH REPORT

A national church organization reported in January it found nothing wrong in interracial mar-

riages? You can get an argument either way.

In any event, there's sharp controversy on whether there will be more white-Negro marriages as an end result of the clearly evident increase in racial integration.

One of the leading opponents of integration, who holds that integration is bound to foster miscegenation, is James J. Kilpatrick, editor of the Richmond News Leader.

no worthwhile statistics on the number or rate. It added: "Even if it should at some time in the future develop that interracial marriages took place on a large scale, we would not consider that in any sense a cause for alarm."

Before considering statistics, let's recall the historical incidents previously cited.

The unfortunate man who almost got lynched in 1853 was a quadroon named William G. Allen, who married a white girl from Fulton, N.Y. The attempt to mob him was made at Phillipsville, N.Y.

Allen escaped all the way to England. There he helped write a book entitled "The American Prejudice Against Color."

The principals in the 1884 case were Frederick Douglass, born a

side is the National Association for the Advancement of Colored People, similarly positive in its views.

Kilpatrick contends: "If you bring together white and Negro boys and girls, in massive numbers, as social equals, in the intimacy of the schools, with integrated facilities of every sort; if you indoctrinate them with the idea that there are no differences between the races; if you brainwash the white children into some sense of guilt about racial discrimination; if you set before them the example of a member of Congress and a prominent entertainer—the 'chickababy' who is publicly kissed by the President's sister; if you do all these things, you have only to wait for nature to take its course."

And here's what the NAACP says on the subject: "Integration of schools and other public facilities has not resulted in any appreciable increase in interracial marriages. 'In any Northern city one can mention, despite integrated school systems for several generations, the number of interracial marriages is still negligible.' The NAACP also said there are

A mixed marriage that shocked and titillated a large part of the nation came to light in a marriage annulment suit brought in 1925 by Kip Rhinelander.

Rhinelander, wealthy and the son of one of Manhattan's oldest families, charged that his bride Alice, daughter of a taxicab driver, had deceived him on the matter of whether she had colored blood.

The most respected newspapers gave page one display and ex-

tensive coverage to the trial. The more flamboyant papers and magazines had a great time—there was publishable evidence of misbehavior. There were torrid love letters read in court and duly reported. There was one occasion when Alice took some of her clothes off to let the jury get a good look at the color of her skin.

Before the case went to the jury, however, the bride's counsel admitted in court that she had indeed some Negro blood.

On Dec. 6, 1925 the jury refused to annul the marriage. (It was dissolved later by other means.)

As the New York Times reported it, the jury "decided that Rhinelander had not been deceived by his wife as to her color, but that he would have married her even if he had known she was colored."

While the Rhinelander family wanted no son of theirs to marry a Negro, it was perfectly all right with May Britt's father when she married Sammy Davis last Nov. 14.

The father, Hugo Wilkens of Stockholm, called the Negro entertainer a wonderful personality and said "I'm happy that my daughter has married him."

9711

Revokes 'Fast' Death Sentence

Int. 4-15-61 Pittsburgh, Pa.
P. 4

Georgia Grants Fair New Trial

The Pittsburgh Courier
 ATLANTA—Georgia's Supreme Court has struck down the "lightning-fast" death sentence given James Fair Jr., 24, of Bayonne, N. J., for allegedly raping and murdering an eight-year-old girl at Blakely, Ga., last May.

The decision said Fair's constitutional rights had been violated, in that he had been denied counsel when he pleaded guilty to the charge.

Fair said he was frightened into "confessing" by the late Sheriff Sid Howell, who later dropped dead of a heart attack.

The case was argued by Attys. D. L. Hollowell of Atlanta and C. B. King of Albany, Ga., who will also represent Fair when he goes on trial before a jury on the charges.

IT WILL be then that the issue of guilt or innocence will be determined. Fair denies having committed the crime.

He was brought to the sheriff's office last May by three Blakely Negroes who were seeking the child's assailant.

The little girl, daughter of a Negro high school teacher and his wife, was bludgeoned to death with an 18-inch-long pipe.

Attorneys Hollowell and King have fought since last June to keep Fair out of the chair until he he could get a fair trial before a jury.

DATE FOR the new trial has not been set, but it is expected to be held before Circuit Judge Walter Geer.

Attorney Hollowell told The Courier, Friday, he intends to seek a change in venue from Early County for the new trial. He said this is not to avoid a showdown with Judge Geer, but because he does not feel that a fair and impartial jury can be had in that area.

'Confession' Forced?

Was Ga. Unfair To Fair With 'Fast Action'?

By TREZZVANT W. ANDERSON

REIDSVILLE, Ga.—James Fair Jr., 24, of Bayonne, N. J., is in death row in the Georgia State Penitentiary here, sentenced to die in some of the fastest, if not "the fastest" court action in Georgia or U. S. history.

His case is puzzling justices of the Georgia Supreme Court, who heard arguments for and against him in Atlanta on March 13. Their decision can come at any moment now.

What puzzles the Georgia high tribunal, is whether they have authority to discharge Fair, or remand his case for trial to Early County where his alleged crime, rape-murder of an eight-year-old Negro girl, took place, last May — if they find his constitutional rights have been violated.

FAIR SWORE at a habeas corpus hearing in City Court here last September, that then Sheriff Sid Howell of Early County, threatened and frightened him into confessing the crime.

Force confessions violate the U. S. Constitution. Fair's attorneys D. L. Hollowell of Atlanta and C. B. King of Albany, have brought that argument before the City Court, which turned them down, and the Georgia Supreme Court which is now deciding what to do with the case.

The crime took place last May 14 at Blakely. Fair was arrested May 15 given a grilling at the sheriff's quarters and allegedly confessed. On May 16, he was brought before Patulla Circuit

Judge Walter L. Geer. On May 17, he was indicted by the Early Grand Jury on two charges, rape and murder. On that day he pleaded guilty and was sentenced to die in the chair.

CRUX OF the case is whether or not Fair was illegally denied the right to counsel during his hearing before Judge Geer. Early officials testified he had refused the offer of a court-appointed attorney to defend him.

Fair says he did refuse a court-appointed attorney, because he knew "they worked together down there" and he wanted a chance for his mother to obtain counsel of his own choice for his defense.

Denial of the habeas corpus plea put the case before the state high court. Denial there will send it to the U. S. Supreme Court.

His mother, Mrs. Alice Fair of Bayonne, N. J., testified that she talked with Sheriff Hollowell the courtroom Tuesday shouting to by phone and with Solicitor-General Joe M. Ray, to let them know she was coming down to get a

lawyer for her son.

She reached Blakely on May 18, and by then her son was scheduled to die. She stayed in the area eight or ten days, she said and engaged Attorneys Hollowell and King to defend her son.

THEIR OBJECTIVE since then has been to keep the slender Jerseyite out of the gaping jaws of the chair that was to get him last June. So far, they have succeeded and Fair still has a long time to live while the legal machinery grinds out a fair decision in his case. At this point, the attorneys are not fighting the innocence or guilt of Fair, but that he was denied his constitutional rights in the fastest justice hearing and sentence.

If the Georgia high court discharges him, the new Early County sheriff can await him at the door of the state prison and arrest him again and return him to Early to face trial on the two indictments returned against him the day he was sentenced. If it remands the case, the effect will be the same. Then the case will go before a jury.

Then come two big questions: Sheriff Howell, died of a heart attack last year. Thus, he can't testify. The second question is posed by the fact that Judge Geer—uncle of Ga. Gov. Ernest Vandiver's executive secretary, Peter Zack Geer—has allegedly boasted, "No n—r lawyer will ever practice in my court!"

Columbus Man Gets Chair in Rape Conviction

COLUMBUS, Ga. — (UPI) A 20-year-old Negro sentenced to the electric chair for raping a pregnant white woman danced out of the courtroom Tuesday shouting to his three victims "It's all right, it's all right."

An all-male Muscogee County

Superior Court jury deliberated 70 minutes before returning a guilty verdict against George Watt. Watt was convicted of raping the white woman last December 5.

The judge sentenced him to die in the electric chair March 24.

The man was also charged with attempted rape and with assault with intent to rape two other white women on the same morning, but was not tried on these charges.

All three women were in the courtroom and identified Watt as their attacker. The women burst into tears when Watt began dancing a jig, waving his arms, and shouting "It's all right."

The trial got under way here Monday and Chattahoochee Circuit Solicitor General John Land demanded the death penalty. Most of Monday was spent in selecting the all-male jury and with Land's opening statement.

The case went to the jury at 12:20 p. m., but the jury took a lunch recess before beginning deliberation.

Watt was charged with seven criminal offenses in all for a morning spree in which he kidnapped the woman, attempted to rape her, criminally assaulted a second woman in her home, and attempted to get into another home with the same intentions.

Youth Given Life In Rape of Divorcee

The Atlanta Constitution
June 10, 1961
COLUMBUS (AP)—A 20-year-old Muscogee County Negro Wednesday was sentenced to life in prison, after a Superior Court jury convicted him on a charge of raping a 28-year-old white divorcee.

John Henry Lyles, arrested and charged by Muscogee County police Aug. 18 on counts of rape and robbery by use of an offensive weapon, heard the verdict rendered by Judge Hubert Calhoun. A 12-man jury spent some two and a half hours deliberating Lyles' fate, and returned a verdict of "guilty as charged, with a recommendation for mercy."

IN WOODED AREA

Lyles was charged following the alleged rape of the white woman the night of Aug. 17 in a wooded area off Dawson Drive.

Sol. Gen. John Land asked for the death penalty. The trial lasted all day Tuesday. Land and court-appointed defense lawyers Gordon Young and Walter Owens presented their closing arguments to the jury.

SHE TESTIFIES

Key witness for the state was the prosecutrix, a divorced mother of two children. The woman testified that Lyles, at gunpoint forced her to submit. Her companion the night of the incident also testified.

Ronald Flatt, 23, a Ft. Benning soldier, said he and the woman were parked in a wooded section of Dawson Drive in Muscogee County, sometime after 10:30 p.m. Flatt said Lyles approached the car, rapped on the window with a pistol, and ordered both occupants outside.

Still at pistol point, according to the testimony of the couple, Lyles marched them deeper into the woods and ordered them to lie face down on the ground.

He then assaulted the woman, according to testimony.

Man Indicted In Attack On Child

Atlanta Daily World
June 5, 1961
A true bill indictment was returned by the Fulton Grand Jury Tuesday afternoon, charging a 32-year-old man with molesting a minor child with the intentions of rape.

James Joseph Jackson, 32, of 25 Piedmont Ave., Apt. 2, was arrested May 4th on charges that he assaulted a 5-year-old girl, after taking her from her home to a parked taxi.

The grand jury indicted Curtis Hubbard alias "Grit", 23, of 1684 Browning St., and Malcolm Shepherd alias "Mack", 23, of 2804 Baker Ridge Dr., on charges that they committed the act of rape, April 21, 1961.

HARDEN ASSAILANT INDICTED IN SHOOTING

John H. Jackson, 28, of 451 Bedford Pl., was indicted for the Mar. 4, 1961, shooting of John H. Harden, 52-year-old former owner of the Atlanta Black Crackers baseball team and present proprietor of a service station at 265 Auburn Ave., N. E.

Harden was listed in critical condition for several days after having been shot in the shoulder and lower part of his stomach by Jackson.

Homicide Detective E. F. McKillop stated that Harden told Jackson to move his car from service station premises and Jackson refused. It was alleged that Harden then ordered one of his attendants to back a tow-truck up to Jackson's car and move it to the street.

Police reports indicate that witnesses stated that Jackson came out of his car firing his pistol at Harden. Patrolman W. B. Jones possibly averted the gunman from

shooting the victim a third time, as he was on the scene and ordered Jackson to drop his weapon as he stood over Harden's body.

After a plea of guilty in Fulton Superior Court Tuesday, Judge E. E. Andrews sentenced three men to prison terms in connection with the burglary of two downtown jewelry stores involving \$1,291.90.

George McClade Pyles, 24, of Anniston, Ala.; Alonzo Humes, 28, of 66 Hogue St., N. E., and Sammie Lee Moss, 24, of 283 Elm St., Apt. 1, pleaded guilty to the burglary of Kay Jewelry Co., March 2, 1961.

The store was looted for \$3,818.90 in rings and watches.

Judge Andrews meted out a sentence of five to 10 years to the three men and later reduced their terms to one year confinement with the balance of their time being probationary.

Humes was also found guilty of the robbery of Georgia Jewelers, Inc., Feb. 28, 1961, was sentenced to serve eight to 12 years.

9712

Sues Woman In Arrest For Rape

Chicago Defender
Chicago Ill
A Southside furnace tender accused of the rape of a 27-year-old housewife last November has filed a \$50,000 suit against the victim for false arrest. - (18-24) - 61

Joe T. Southerland, of 8414 S. Evans ave., was arrested Nov. 26, near 47th st., and Vincennes ave., after the victim accused him of the assault and called police. He said he was on duty at the time of his arrest.

The suit, filed in Superior court by Atty. James W. Harrell, asked the court to rule that the charges by the woman, resident of a housing project, grew out of malice.

Southerland, who was jailed until the next day, charged that because of the "false accusation" made by the victim he was deprived of his "liberty and of the comfort and society of his friends and family." He contended further he was prevented from pursuing his business.

The family man said he was held by force and against his will and "without lawful authority." Therefore he was injured in his business, credit and reputation, the suit states.

He charged the victim "maliciously, falsely and in bad faith, caused plaintiff to be imprisoned and detained in the common jail . . . falsely accusing (him) of the crime of rape . . . pretending that he was guilty of the crime."

He also charges his arrest and imprisonment caused by the victim was a "wanton and reckless disregard of the rights" of Southerland and "without excuse of justification in law."

2 Teenagers Get Life For Rape, 18 Year Old Cleared

The Louisiana Weekly New Orleans, La.
but 4-22-61
 Two 15-year-old boys face the unpleasant prospect of spending the rest of their natural lives in the state penitentiary as the result of a rape case in which four were charged. One defendant was ordered cleared by the court, and the fourth is to be tried in Juvenile Court next week.

Sentenced after they pleaded guilty to the Nov. 14, 1960 rape of a 16-year-old white girl were Clarence Marden, 4515 D'Hemecourt and Frank Johnson, 3019 Perdido. Cleared was Raymond Harris, 18, of 3410 Benefit. The other defendant, a juvenile, will be tried April 25 before Judge James Culotta in Juvenile Court.

Judge J. Bagert in Criminal District Court last week ordered Johnson and Marden to the state penitentiary for life after they entered pleas of guilty without capital punishment.

Harris, who was defended by Atty. Earl J. Amedee, was ordered cleared of the rape charge after Assistant District Atty. Louis C. LaCour ordered the case dismissed.

LaCour said the case against Harris was not pressed because the victim said she could not identify him as being present at the attack. Harris had maintained his innocence since his arrest, LaCour said.

The two youths were allowed to plead guilty. LaCour explained, rather than try them in the attack and get a "guilty as charged" verdict which would have placed them in the electric chair for several reasons.

1. They were only 15 years old at the time of the crime.
2. The victim and her family expressed the wish that she not be forced to go through the



FRANK JOHNSON



CLARENCE MARDEN

ordeal of a long, drawn-out trial.

3. That any lesser verdict by the jury would have had the effect of remanding the youths to Juvenile Court to be processed.

The attack allegedly occurred near the Illinois Central Railroad tracks by the underpass in the 4000 block of South Carrollton Avenue.

Police said the victim was threatened with a steak knife.

The 14-year old juvenile who will be tried April 25 is also represented by Atty. Amedee.

First Negro May Die For Rape of Negro

New Orleans Weekly
P. 5
 NEW ORLEANS—Louisiana may see its first Negro put to death in the state for the rape of a Negro woman following last week's United States Supreme Court's denial of a review of the conviction and death sentence of 33-year-old Wilbert Augustine.

A Negro never has been executed in Louisiana for the rape of a Negro woman.

Augustine was convicted, here, Jan. 21, 1960, for the 1959 beauty-parlor rape of a 31-year-old woman in the presence of four other women.

Pittsburgh Post
 RECORDS SHOW Augustine entered the beauty shop at 4519 North Galvez and attacked the woman, while holding the others at fright.

The condemned man was shot in the leg by a neighbor who came to the aid of the woman, after hearing screams. He was captured, later, and faced trial.

Augustine was found guilty in Criminal District Court, and sentenced to the electric chair by Judge Thomas Brahney. His lawyers' appeal to the U. S. Supreme Court, followed an earlier appeal

which was turned down by the Louisiana Supreme Court.

THE APPEAL to the high court questioned the report of a lunacy commission, which found Augustine sane and able to stand trial. His appeal included testimony that he had been an epileptic all his life.

Execution in Louisiana is performed in the state's portable electric chair. Only the Governor can set the date of execution, and many times, as in the past, only the Governor can save the condemned man.

9714

Rapist Ralph Is Sentenced To Execution

Washington Post
Washington D.C.
Staff Reporter

Chase woman before she and her 17-year-old daughter routed him from their home.

Defendant is Calm

Ralph was calm as he heard sentence pronounced. His attorney, Walter H. Moorman, who with attorney Herbert Jorgensen had been commended for their defense, said he would appeal.

A sentence of death in the Maryland gas chamber was pronounced by a three-judge Montgomery County court yesterday on a 27-year-old man convicted of the rape of a Kensington mother. Ralph's "alleged" confession was not supported by evidence.

Wearing white rosary beads, he added that the confession was obtained in the District only after "manhandling" and "inducements" during 10 hours of questioning in violation of the Mallory rule.

States Attorney Leonard T. Kardy told the court that convicted Ralph only last week. "Never has there been a more heinous crime of rape committed in the history of Montgomery County." The last Montgomery County defendant to die in the gas chamber was Eddie Lee "Flash" Daniels, executed June 28, 1957 for the robbery-slaying of a Silver Spring man.

Sentence Pronounced

Presiding Judge Thomas M. Anderson said sentence must provide not only punishment of the criminal but a deterrent to others. He ordered Ralph's solitary confinement at the Maryland State Penitentiary.

"You shall suffer the administration of a lethal gas," said Anderson, "and may God have mercy on your soul."

Afterward the judges signed a death warrant fixing the week of Feb. 20 for execution.

Sitting with Judges Ralph G. Shure and James H. Pugh, Anderson last week found Ralph guilty of raping the 41-year-old victim whose home he broke into last March 21.

Ralph, a liquor store delivery man living at 468 Lexington place ne., also was accused of subjecting her to an unnatural sex attack while threatening to kill her 4-year-old son if she resisted.

He was arrested March 26 by Metropolitan Police investigating the charge of a Northwest area woman who said she was dragged off the street and attacked.

Ralph also was accused of attempting to assault a Chevy

9715

OCTOBER
NOV.
DEC.

Death Sentence Is Given Negro

Commercial Appeal
Criminal Assault Decision
Takes Only 25 Minutes

After One-Day Trial
Memphis Press-Scimitar
CLARKSDALE, Miss., Jan. 18.

Howard Cook, a 31-year-old Negro convict, was convicted of criminally assaulting a young white mother Wednesday and sentenced to die in the gas chamber Feb. 28.

The jury deliberated 25 minutes before reaching the verdict following a one-day trial.

The 24-year-old victim testified that Cook assaulted her twice and another fugitive, Ellic Lee, 26, assaulted her once after she was tied to her bed. Lee is scheduled to go on trial Thursday.

27e(2)
Captured Next Day

The woman said Cook, Lee and a third Negro—Willie Foreman, 24, entered her home near Batesville June 6 after they had escaped the state penitentiary. They were captured the next day.

She said the Negroes forced her into the house at gunpoint and one of them tied her hands behind her and her feet to the foot of a bed. The woman said they put her three small children in a closet.

When Cook tried to attack her, Foreman told them to stop and told them to leave, she said. She said Foreman then tied a pillow case on her head so she couldn't see in which direction they were headed.

Children Crying

"I heard the door slam," she added. But then Cook came back and assaulted her, she testified. She said after Cook's attack, Lee assaulted her, and then Cook again.

She said her children were crying for her and the two Negroes forced her to tell them she was all right. The woman said she resisted the attacks but said they threatened her repeatedly.

Foreman returned to the house and forced the two Negroes to stop, she said. They

wrapped her in a bedspread and left, she added. She said she got loose and ran down the road and waved down a pickup truck driven by Arthur Grimes of Clarksdale, who also testified Wednesday.

Strong Feeling
The case was transferred here from Panola County because of strong feeling against the Negroes, authorities said.

Cook was sentenced to a four-year prison term in January, 1959, on a conviction on charges of grand larceny in Madison County, Miss. Lee was convicted of charges of grand larceny and burglary in March, 1956, in Hinds County and given a seven-year sentence.

Negro Convict Sentenced To Die For Rape

Jackson Daily News
CLARKSDALE, Miss. (AP) —

Howard Cook, 31-year-old Negro convicted of raping a white housewife after he escaped from the state penitentiary, is under sentence to die in the gas chamber Feb. 28.

An all-white circuit court jury, after deliberating an hour and 15 minutes Wednesday, found Cook guilty. Judge Curtis Swango pronounced sentence immediately.

Spectators were banned from the daylong trial.

The victim, a 24-year-old housewife, testified she was working in the garden of her home in Panola County June 6 when Cook and two other escaped convicts seized her.

She said the men locked her children, aged 6, 2 and 14 months, in a closet and tied her to the bed.

About two hours after the attack, officers captured the trio, who had escaped the prison a day earlier.

Ellic Lee, 26, will be tried for the rape next Tuesday at Clarksdale. The third convict, Willie Foreman, was not charged. The housewife said he was not involved in the rape.

Mississippi Roundup—

Three White Men Are Indicted In Rape Of Negro Woman, Child

Birmingham Post-Herald
Birmingham Ala.
Wed. 2-8-61
YAZOO CITY, Feb. 7 (AP) — The Yazoo County Grand Jury indicted three white men today for rape in the assault of a 45-year-old Negro woman and her 5-year-old daughter last November.

Rape in Mississippi carries a life or death penalty. No white man has received the death penalty in the state for raping a Negro.

The three men indicted were Louis Coffee, 18, and his brother, Charles Coffee, 20, and Bobby Smith, 21.

Dist. Atty. Bill Waller said the three broke into the woman's home on the Mayday Plantation near Yazoo City about 2 a.m. Nov. 16. Three teen-aged children fled to notify the sheriff, but the mother and the child remained in the house.

Waller said the woman was raped in the trio's car and the child in the house.

Hospital authorities in Jackson confirmed the child had been raped.

Two Meted Life For Negro Rape

The Montgomery Advertiser
YAZOO CITY, Miss. (AP) — Two white men pleaded guilty Thursday to charges of raping a five-year-old Negro girl and a 45-year-old Negro woman. Circuit Judge Leon Hendrick sentenced each to life imprisonment.

Entering guilty pleas were Louis Coffee, 18, and his brother, Charles, 20. They were indicted Tuesday on rape charges growing out of an invasion of a Negro home on a plantation near Yazoo City about 2 a.m. Nov. 16.

The Coffee brothers were among the three white men who broke into the home.

The third, Bobby Smith, 21, was indicted on charges of raping the child's 45-year-old mother. Smith entered a plea of innocent and Hendrick set the trial for next Wednesday.

Three older children fled the home and notified the sheriff, who caught the three men later.

Rape is punishable in Mississippi by the death sentence or life imprisonment.

Rape Convictions Of Three Upheld

Jackson Daily News
The Mississippi Supreme Court yesterday upheld the rape convictions of three Greenville youths—Robert Earl Blade, Billy Huggins and O'Neal Luke.

They were convicted in Washington county circuit court of assaulting an 18-year-old girl after inviting her to go to a motion picture, then driving instead to a wooded area. They drew life terms.

The Supreme Court said evidence in the case was "ample to support the verdict of the jury."

The high court refused to hold the city of Richton liable for an assault and battery committed by one of its law officers, J. C. Vanderslice.

Billy C. Anderson filed the charge against Vanderslice after the officer arrested him on a drunk charge. Anderson collected \$1,000 in Perry county circuit court.

However, he maintained that the amount was insufficient and attempted to collect money from the city of Richton, charging Vanderslice was hired by authorities who knew he had been convicted of murder and other assaults.

But the Supreme Court said Mississippi "adheres to the rule that municipalities are immune from liability for the torts of its officers, agents and employees."

A conviction in the first bribery case ever to come before the high court was upheld for the second time today.

The Supreme Court overruled a suggestion of error in the conviction and prison sentence of Garland (Bud) McLemore of Jack-

county for attempting to bribe a district attorney to stop the prosecution of a friend.

McLemore filed the suggestion on grounds he should have been indicted and tried in Hinds county, where he first offered a bribe. But the high court said law permitted the action to be taken in Forrest county, where money actually changed hands.

CLEMENCY IS ASKED For Two Negroes Convicted Of Criminal Assault

JACKSON, Miss., Feb. 10 (UPI) — The NAACP Friday urged Gov. Ross Barnett to water down the imprisonment the death penalties of two Negro convicts for raping a Batesville white woman.

Arthur Henry, state president of the NAACP, and Nedgar Evers, state field secretary, sent a telegram to Barnett urging him to take the action in view of the life penalties given white men Thursday for the rape of a 5-year-old Negro girl.

"While we feel that criminals should be punished for their offenses to society," said the telegram, "we strongly feel that the law should be applied to all alike, Negro and white."

Barnett declined to comment on the telegram.

Judge Leon Hendrick sentenced Louis Coffee, 22, and his brother, Charles, 20, to life after they pleaded guilty to the assault on the Negro child Nov. 18, when they invaded her home posing as policemen.

Negroes Ellic Lee, 26, and Howard Cook, 31, were sentenced last month to die on Feb. 28 in the gas chamber for the rape last year of a 24-year-old white mother.

Two Brothers Get Life Sentences

Birmingham Post-Herald
YAZOO CITY, Feb. 9 (UPI) — Two white brothers pleaded guilty today to raping a 5-year-old Negro girl and were sentenced to life in prison.

Lewis Coffee, 22, and his 20-year-old brother, Charles, entered the pleas and Judge Leon Hendrick immediately passed sentence. They will be transferred to the state penitentiary tomorrow.

The Coffee brothers were accused of committing the crime last November in the child's home while Bobby Smith, 18, allegedly raped her 42-year-old mother in his car in front of the house.

Smith pleaded innocent and his trial was set for Wednesday.

Authorities said the white men gained entrance to the Negro family's plantation home by posing as law officers.

Death To Be Asked For Accused Trio

Memphis Press-Scimitar
Men Charged With Assaulting Negro Woman, Child

YAZOO CITY, Miss., Feb. 7. (UPI) — A prosecutor said Tuesday he will seek the first death penalty ever given a white person in Mississippi for criminal assault of a Negro when three young men come to trial on charges of criminally assaulting a Negro mother and her 5-year-old daughter.

The three—Louis Coffee, 18, his brother, Charles, 20, and Bobby Smith, 21—were indicted Tuesday for the rape of the Negro woman and her 5-year-old daughter last Nov. 16 on the Mayday plantation near here.

Dist. Atty. William Waller of Jackson said arraignments would be held Thursday morning but the trial date was indefinite. He said he and Yazoo County Attorney Griffin Norquist would prosecute the case.

The Coffee brothers were accused of assaulting the child, and Smith was accused of assaulting the 45-year-old mother. Criminal assault is punishable by death in Mississippi.

Convict Is Doomed In Criminal Attack

Second Negro Faces Death For Assaulting Woman

CLARKSDALE, Miss., Jan. 25.

(UPI)—A second Negro convict was convicted Wednesday of criminally assaulting a young white mother and sentenced to die in the gas chamber Feb. 28.

Ellic Lee, 26, was found guilty of assaulting the 24-year-old woman one week after Howard Cook, 31, was found guilty of the same charge. The men are scheduled to die on the same day.

The jury deliberated slightly more than an hour in Wednesday's trial.

The woman testified, as she did last week, that Cook attacked her twice and Lee once after she was tied to her bed. She said Cook, Lee and a third Negro—Willie Foreman, 24—entered her home near Batesville June 6 after they escaped the state penitentiary. They were captured the next day.

She said the men herded her children into the closet and tied her to her bed. When Cook tried to attack her, she said, Foreman stopped him and the men returned and attacked her.

3 INDICTED FOR RAPE White Men Accused of Assault on Negro Woman, Child

YAZOO CITY, Miss., Feb. 7 (AP)—The Yazoo County grand jury indicted three white men today for rape in the assault of a 46-year-old Negro woman and her 5-year-old daughter last November.

Rape in Mississippi carries a life sentence or death penalty. No white man has received the death penalty in the state for raping a Negro.

The three men indicted were Louis Coffey, 18, and his brother, Charles Coffey, 20, and Bobby Smith, 21.

District Attorney Bill Waller said the three broke into the woman's home here about 2 A. M. on Nov. 16. Three teen-aged children fled to notify the sheriff but the mother and the child remained in the house.

Mr. Waller said the woman was raped in the trio's car and the child in the house.

Hospital authorities in Jackson confirmed the child had been raped.

Youth Gets Five Years In Assault

YAZOO CITY, Miss. (AP)—

Twelve jurors convicted 21-year-old Bobby Smith Tuesday of assault and attempted rape in an attack on a Negro woman last November. Jurors brought back the verdict without hearing any testimony after the state and defense agreed to accept such a verdict in the last of three cases involving white men charged with rape.

Circuit Judge Leon Hendrick sentenced Smith to five years in prison.

Last Thursday two brothers, Louis Coffey, 18, and Charles Coffey, 20, pleaded guilty to raping the woman's five-year-old daughter during their invasion of Negroes' plantation home near Yazoo City on Nov. 10. They were sentenced to life.

The three were indicted on rape charges eight days ago.

The three men broke into the Negro home before dawn and attacked the 42-year-old woman and the child. Officers said at the time both the woman and child were raped and the indictment charged rape in all three cases.

Two attacked the child in the house after other children fled and one man forced the mother outside to a car and attacked her. The child was hospitalized for a time.

2 Plead Guilty To Raping Child

Get Life Sentences In Assault Of Negro

YAZOO CITY, Miss., Feb. 9 (UPI)

—Two white brothers pleaded guilty today to the rape of a five-year-old Negro girl.

Lewis Coffey, 22, and Charles Coffey, 20, were sentenced to life in prison by Judge Leon Hendrick.

Bobby Smith, 18, pleaded innocent to a charge of raping the child's mother and his trial was set for Wednesday.

The white men were accused of invading the 42-year-old woman's home about 1:30 a.m. Nov. 16 by posing as law officers. Four of her five children fled.

Authorities said Smith took the woman to his car and attacked her while the Coffey brothers attacked the child in the home.

One of the other children called officers, who arrested Smith in his car with the woman. The Coffee brothers fled but were captured within several hours.

They will be transferred to the state penitentiary Friday.

Rape is a capital offense in Mississippi but in recent history no white man has been put to death for raping a Negro. However, the guilty pleas assured the Coffee brothers of a life term.

Negro Found Guilty Of Madison Rape

CANTON, Miss. (Special)—William Smith, Jr., 25, Canton Negro, was sentenced to death Nov. 3 following conviction here yesterday afternoon in the rape of a 14-year-old Canton white student.

Judge Leon Hendrick pronounced the death verdict after a jury drawn from a 60-man special venire, returned a guilty count after four hours deliberation.

The prosecution, headed by Dist. Atty. Bill Waller presented several witnesses, and Defense Atty. Jack Graves, appointed by the court, presented only the defendant.

The young girl, member of a well known Canton family was attacked while on a date. Her young companion was robbed. The attack occurred during the latter part of July.

Negro Sentenced In Assault Case

Second One Is Bound Over To Grand Jury

COLUMBUS, Miss., Bureau

One Negro was bound over to the next Grand Jury without bond and a second Negro was given a jail sentence and fine Tuesday afternoon in connection with the criminal assault of a young pregnant white woman here a little over a week ago.

George "Doc" Smith, 21-year-old farm hand pleaded not guilty to a charge of rape before Justice of the Peace R. V. "Bob" Whitaker Tuesday afternoon, then waived his preliminary hearing. He was then bound over to the next Grand Jury without bond.

Smith was represented at the hearing by two court appointed lawyers, Douglas Stone and Shields Sims, both of Columbus.

Another young Negro, identified as Johnny Lee Edwards, was arraigned at the same time and pleaded guilty to a charge of conspiracy to commit a felony. Justice Edwards said he handed down the maximum sentence possible under the law for this offense—six months in jail and a fine of \$500.

The charge against Edwards, Justice Whitaker said, was in connection with the rape case in which Smith is charged.

Court Sets Death Dates For Rapists

JACKSON, Miss. (AP)—The

Mississippi Supreme Court set new December death dates Monday for two Negroes after turning down their appeal from convictions on charges of raping a white housewife during an escape from the state penitentiary.

The high court upheld the convictions and death sentences for Ellic (Ellis) Lee, 27, and Howard Cook, 31, and set the execution date for Cook as Dec. 19 and for Lee as Dec. 20.

Lee, Cook and Willie Foreman, 25, broke out of the state penitentiary at Parchman June 5, 1960, during an inmate baseball game. Cook, a trusty guard, took rifles and went through the gate as if taking the others on a work detail.

Trial testimony indicated Foreman, armed and holding a knife in his teeth, accosted the woman as she worked in the garden at her home near Batesville. Then she was forced into the house and bound on her bed, with her three small children locked in a closet.

While Foreman was getting her car, she testified, Cook raped her, then Lee and then Cook again.

Two Negroes In Rape Case Put To Death

PARCHMAN, Miss. (AP)—Two

Negroes convicted of raping a white mother died in the gas chamber at the state penitentiary Tuesday night and early Wednesday.

Both Ellic (Ellis) Lee, 27, and Howard Cook, 31, went into the gas chamber peacefully after telling chaplains they were ready to pay the penalty for their crimes and had made peace with God.

They were executed for attacking a white housewife near Batesville last year after escaping the penitentiary.

Dr. Haynes Heslep, the prison doctor, said both men were unconscious less than a minute after breathing the first gas. Cook went into the gas chamber at 10 p.m. and Lee at 12:01 a.m.

LAST MEAL

Cook ate a last meal of catfish and Lee of chitterlings. Both had ice cream, cake and fruit juice. The rape took place when Lee, Cook and Willie Foreman, 25, left the penitentiary last June 5 during an inmate baseball game. Cook, a trusty guard, took rifles and went through the gate as if taking the others on a work detail.

The 24-year-old mother was accosted the next day in her yard near Batesville. She was tied on her bed and her three small children were locked in a closet.

She testified during their trials that Foreman tried to keep the others from attacking her, but that Cook and Lee went back while Foreman was getting the car and assaulted her then.

Cook was serving a 1959 grand larceny conviction from Madison County and Lee a 1956 term from Hinds for grand larceny and other charges.

White Woman Fined \$500.00 For Rape Hoax

ST. LOUIS.—(ANP)—A young white woman whose husband was overseas narrowly escaped a jail sentence and had to pay heavy fine for making up a fanciful kidnap story involving five Negroes to cover her extra-marital activities.

Mrs. Wanda Lou Landis, 20, was placed on probation for two years after pleading guilty to a charge growing out of a false report she made to police in September about being kidnaped, held captive for more than 24 hours, and raped repeatedly by "five Negroes."

Judge Louis Conerford of the Court of Criminal Correction granted probation to Mrs. Landis on the condition she pay a \$250 fine imposed previously, and stay out of trouble. He suspended a six-month jail sentence on her plea of guilty to malicious mischief.

Mrs. Landis, who had admitted to police here that her story of the attack was a hoax, in September was fined \$500 by Police Judge Rodney Weiss after she was found guilty of making a false report to police. In this instance, she received the maximum penalty that could be assessed for the offense.

9717

CAPTURED IN NEW JERSEY

The Montgomery Advertiser
London-Born Drifter Admits Brutal Rape-Slaying Of Child, Police Say
Montgomery, Ala.
Wed. 3-1-61

TOMS RIVER, N.J. (AP)—Fred Thompson, 59, the drifter sought in the rape-slaying of little Edith Kiecorius, was captured Tuesday on a chicken farm. Police said he admitted the killing.

Handcuffed and bearing himself calmly, the London-born derelict was driven in an unmarked police squad car to New York City, where a hostile crowd waited outside a police station in the drab Chelsea tenement district where the child was slain.

Under cover of night, Thompson was whisked to a station on the waterfront about a mile away, to prevent trouble.

'WORST CRIME'

Thompson had "a few laughs" during the ride, police said, but was mostly serious and reflective. Detectives quoted him as saying the sex murder of the 4-year-old girl was "the worst crime I have ever known—and I committed it."

He went to the chicken farm in search of a job. His prospective employer, Max Pesko, noted the resemblance to pictures of Thompson plus the man's British accent, and phoned authorities.

New Jersey State Police Capt. Jacob J. Harris said Thompson applied for the job through a Philadelphia employment agency under the name "John Andrews."

LIFE OR DEATH

Thompson at first denied his identity after the arrest, police said, but later admitted the slaying when police traced him through his fingerprints. They said he gave them a detailed statement of how he raped and killed the pretty blonde girl.

He told New York police Insp. James J. Walsh he expected either life imprisonment or death in the electric chair.

Thompson waived extradition in Ocean County, N.J., court. In New York, he was booked on a homi-



FRED THOMPSON
 Murder Suspect

cide charge at the Beach Street police station.

The station, in a commercial area desolate after nightfall, was in marked contrast to the scene at the West 20th Street station where a chanting, surging crowd swelled by the hour and reached 500 at about the time Thompson was arriving blocks away.

"We want to hang the killer of the girl," the crowd chanted.

"Kill the murderer," and "kill him like an animal," placards read.

Harris said Thompson admitted the slaying after police traced his identity through fingerprints. Harris said Thompson gave them the following account of the slaying:

Thompson had been working in a Westchester County, N. Y., nursing home until two weeks ago when he rented an \$8-per-week room in a New York tenement. After being drunk for several days, Thompson went out on the street last Wednesday and saw Edith. He lured her to his room on the pretext of visiting a sick child of his.

Once inside the house, Thompson tried to molest the girl and

she screamed. He shook her and choked her and bumped her head against the wall and floor until she was unconscious. Then he threw her on the bed and raped her. He left the room shortly thereafter.

Thompson then went to a rooming house on the Bowery where he stayed for three days. Monday he took a bus to Philadelphia where he applied for a job at an employment agency which sent him to see Pesko in nearby Manchester Township, about 70 miles from New York.

Pesko called State Police Tuesday morning and they picked up Thompson around 8 a.m.

Acting Prosecutor Evan Jahos of Ocean County is preparing extradition papers. Thomson did not say if he would fight extradition to New York.

Harris said Thompson was remorseful and said he didn't know when he left his room that the girl was dead. Harris also said the prisoner was willing to waive extradition.

Assistant Chief Inspector James J. Walsh of the New York police, who arrived in Philadelphia, quoted Thompson as saying "I know I deserve the electric chair or life in prison."

Thompson waived extradition at a hearing in Ocean County Court Tuesday night and was driven to New York City while a crowd outside the court shouted "murderer."

Some 200 detectives were combing the neighborhood where the slaying occurred when the arrest was announced.

RAPED, BEATEN

An autopsy showed the child had been raped and beaten to death with a blunt instrument. The room in which her body was found was littered with beer cans. Thompson has a long record for drunken sprees.

Thompson was traced by New York police through fingerprints

he left on the beer cans. Police had obtained his prints in 1953 when he went to work as a doorman in a cabaret.

New York police also disclosed they had located Thompson's wife, three married daughters and a 93-year-old mother. Police described them as "very respectable" and said they didn't want to have anything to do with Thompson. He had left them 15 years ago and they assumed he was dead. Identity of the family was withheld.

27e(2)

1961

NEW YORK

RAPIST SENTENCED TO 60-100 YEARS

P. 30c 27e(2)
**Bronx Man Who Attacked
and Robbed 16 Women**

The New York Times
Denounced by Judge

By JACK ROTH

General Sessions Judge Charles Marks sentenced a confessed rapist and robber to sixty to 100 years in prison yesterday. It was one of the longest sentences ever given in a non-murder case in the history of the courts.

3-30-61
The defendant, Henry Iszard, 30 years old, of 975 Tinton Avenue, the Bronx, pleaded guilty last month to raping and robbing sixteen women last September. He was arrested in October with the help of a sketch drawn by a police artist from descriptions given by his victims.

All the crimes were committed in Park and Madison Avenue offices between Twenty-third Streets. The victims, all single, ranged in age from 17 to 30 years.

Denounced by Judge

Iszard was denounced by both Judge Marks and the prosecutors. The defendant stood biting his lips as Judge Marks told him:

"In all of my twenty-three years on the bench, I have never had a man before me as vicious, as degenerate, as depraved and as criminal as you are."

"I would not dignify calling you a man. You are the lowest type of animal who has ever appeared before me. I will make certain that as long as there is life in you that you will be incarcerated and removed from society for the rest of your life."

Judge Marks pointed out that Iszard's crimes all were committed at pistol point. In one case, he said, the defendant left three chambers of a six-shooter empty and pulled the trigger twice, but fortunately the weapon did not fire.

The judge noted that three of Iszard's victims were still in hospitals and that one woman's engagement had been broken.

Assistant District Attorney Maurice Nadjari said the victims included three 17-year-old girls and two executives of a music publishing company.

Offices Invaded After Hours
Most of the offices invaded by the defendant, he declared,

were advertising and personnel agencies, and all the crimes were committed between 5 and 6 P. M. after Iszard had made sure his victims were alone in the offices.

Mr. Nadjari, normally mild-mannered, had difficulty controlling his anger.

"Never in my career," he told the court, "have I seen a case with as much brutality and cruelty as this. His plan was horrible and vicious. None of the women involved will ever be the same again. His actions were criminal and animalistic, and I ask the court to impose as heavy a sentence as possible."

John J. McCarthy Jr., Iszard's Legal Aid Society lawyer, asked only that Judge Marks "take all the facts into consideration" before imposing sentence. He asked his client if he wished to speak, but the defendant said he did not.

Iszard, a part-time messenger and handyman, may be eligible for consideration for parole after forty years. He has a previous record of attempted rape and grand larceny.

New York Negro Gets Sentence On Rape Counts

Montgomery Advertiser
NEW YORK (AP)—A 30-year-old Bronx Negro was sentenced to 60 to 100 years in prison Wednesday after pleading guilty to forcing 16 white women to undress and submit to rape and robbery in offices on Park and Madison avenues.

4-2-61
General Sessions Court Judge Charles Marks denounced the prisoner, Henry Iszard, as "the lowest type of animal who ever appeared before me" in 23 years on the bench.

Asst. Dist. Atty. Maurice Nadjari said Iszard picked quiet hours. Usually at the end of an office day, he caught the women alone. The victims, ranging from 17 to 31 years of age, included three executives and a number of secretaries.

Iszard had a previous police record of attempted rape, grand larceny and assault.

N. Y. C. Negro gets 60 years in rapes

3-30-61
NEW YORK, March 30 (AP)—A Bronx Negro has been sentenced to 60 to 100 years in prison after pleading guilty to raping and robbing 16 women in offices on Madison and Park avenues.

In pronouncing sentence yesterday of 30-year-old Henry Iszard, General Sessions Court Judge Charles Marks described him as "the lowest type of animal who ever appeared before me."

Iszard, said Asst. Dist. Atty. Maurice Nadjari, generally picked the end of a business day to invade offices. At gunpoint, he would force the women to disrobe before attacking and robbing them.

3-30-61
The victims, all white, ranged in age from 17 to 31, and included three executives as well as secretaries.

Sonny Payne Cleared of Rape Charge

1-3-62
NEW YORK (ANP)—Drummer Sonny Payne rejoined the Count Basie orchestra last week after a court here cleared him of charges of rape, felonious assault and sodomy brought by a shapely blonde singer in a sensational case which made headlines throughout the nation and included the name of wealthy white playboy and his Negro wife.

Payne had been accused of committing the acts with Mrs. Charlene Chapman, 41, during a wild sex party in the plush East Side New York apartment of Mrs. Gloria Goelet, attractive tan wife of Robert Goelet, son of a multi-millionaire.

Mrs. Chapman charged, she had been invited to the Goelet apartment to hear jazz records, but that once there, she was raped by Payne as Mrs. Goelet held her on a bed. She also charged Mrs. Goelet with caressing her during the encounter. Both Payne and Mrs. Goelet denied the charges.

However, during a sharp cross-examination, Mrs. Chapman admitted that she had been on friendly terms with both Payne and Mrs. Goelet for several years and had lived in Mrs. Goelet's apartment at her invitation for several months. It was also brought out during the trial that Mrs. Chapman had been arrested on two occasions, once in an after-hour club frequented by call girls.

1-3-62
Full Penalty Exacted
Rapist Sentenced To 20 to 40 Years
P. 7 3M
By Milton Lewis
Of The Herald Tribune Staff
"Whatever the sentence is—and I ask for the maximum—it cannot erase the scars on these women. However, the court can protect other women in New York by segregating and isolating this criminal from society."

The court's finding in the well-known Supreme Court had no scar on him, despite a life of crime which began even before he came to New York 16 years ago from Puerto Rico. He is 32 now.

He stood in the well, concentrating on his left thumb. It had been his undoing. He always prided himself on his powerful fingers—the ones that had lifted him into many an apartment via window sills. Twice he had been convicted for unlawful entry. He had done small sentences for that.

There also had been such convictions as indecent exposure and grand larceny, mostly kid stuff. It was not until last July 12 that his powerful hands really paid off. Only 2 months previously he had completed 6 months for unlawful entry.

At 6 o'clock that morning William Pagan, who stands 5 feet 9 inches and carries an evenly distributed 165 pounds, used those hands to lift himself up to the second-story duplex of a 47-year-old widow on Beekman Place. The woman was asleep. He



WILLIAM PAGAN—"What

raped her, took \$10 from her purse and escaped the way he came in—via the window. But in lowering himself, he left a print on the window sill—that left thumb.

Eighteen hours later on the same day—just before midnight of July 12—William Pagan used a similar window route to enter the second-story duplex of the 35-year-old mother of two in Greenwich Village. The woman's husband, a physician, was not home at the time. She was preparing for bed. He burst in on her, threw her on the bed—but she fought him off. He fled. This time he left no prints.

At 4 a. m. of July 25 William Pagan was seen peeping into the windows of ground-floor apartments on 10th St.

between Fifth Ave. and the Ave. of the Americas. He was picked up by three detectives.

He was fingerprinted. His left thumbprint matched perfectly the print left on the sill of that Beekman Place duplex, where rape had been committed. He insisted he was never in the place. The window sill print was put into evidence and was examined closely by the jury of eight men and four women.

The rape victim took the stand. She collapsed as she started to point a finger at William Pagan. But she did identify him. The doctor's wife took the stand. She pointed at William Pagan and said as she tried not to look at the balding criminal: "That's him."

The jury took about an hour to find William Pagan guilty as charged. Pagan, who lived at 227 E. 11th St. and had been employed as a bouncer at the Jefferson Theater on E. 14th St., did not take the stand.

Yesterday he came up for sentence, and Assistant District Attorney Lawrence H. Bernstein advised Justice Gerald P. Culkin:

"This is one of the most dangerous anti-social criminals whom I ever have prosecuted."

Justice Culkin nodded and then read off the sentences:

For rape—20 to 40 years.
For robbery—10 to 30 years.
For attempted rape—10 to 20 years.

"The terms to run concurrently."

"What does 'concurrent' mean?" William Pagan asked a court attendant.

"They run at the same time."

"When will I be eligible for parole?"

does 'concurrent' mean?"

"Not for a long time, not for about 12 years."

William Pagan was taken away. He looked at his left thumb and shook his head.

9719

Execution Set Today For Woman's Slayer

Barring a last-minute reprieve, a 31-year-old Negro farm worker faces execution in the State's gas chamber at 10 a.m. today for rape-murder.

Gov. Sanford announced Thursday he does not plan to intervene in the case of Theodore Boykin, convicted in June of raping and killing a white woman, Mrs. Lena T. Barnes, in Duplin County last Dec. 24.

Resigned to His Fate.

"He's resigned to his fate; he's ready to go," said Central Prison Warden K. B. Bailey. "He said he was sorry that it happened."

Sanford's brief statement said, "I anticipate taking no action" to intervene.

Bailey said the Rev. William H. R. Jackson, prison chaplain, planned to visit Boykin's cell Thursday night and again Friday morning.

The last execution at Central Prison was on Dec. 5, 1958, when Matthew Bass, Raleigh Negro, was put to death for raping a white woman in the Occidental Insurance building here.

Rivers D. Johnson Jr. of Warsaw, attorney for Boykin, said early this week he did not plan any further court appeal. He

called on Gov. Sanford Wednesday to ask him to commute the sentence to life in prison.

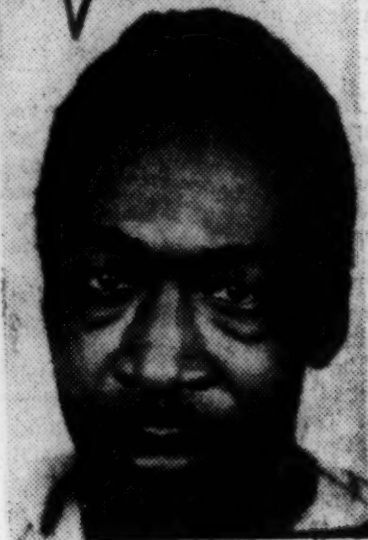
The State Supreme Court recently found no error in Boykin's conviction. He was sentenced to death on both counts.

Mrs. Barnes lived alone at her farm home near Kenansville. Her sister, Mrs. Mary Faircloth, testified she called Rose Hill Police-

man Bill Quinn when Mrs. Barnes failed to show up at a party at the Faircloth home.

Quinn and Deputy Sheriff Snyder Dempsey said they went to the Barnes home and found it locked. They forced their way in and found her body, half nude, in the basement. She had been shot twice.

ing to Mrs. Barnes was in his possession.



THEODORE BOYKIN

Duplin Man Dies In Gas Chamber

Oct. 10-28-61
By ROY PARKER JR.

Theodore Boykin, 31, was put to death in the State's gas chamber Friday.

The slight Negro farm worker, convicted of the rape-murder of a Duplin County white woman last Christmas Eve, was pronounced dead at 10:20 a.m., 18

Related Story, Page 18.

minutes after the small cloud of cyanide gas drifted up from a container under the death seat in Central Prison's gas chamber.

Boykin showed no emotion to prison personnel or to the 24 witnesses in the public room separated from the death chamber by a wall of glass.

No one claimed his body. It was the first time the gas chamber had been used since Dec. 5, 1958, when Matthew Bass, a Raleigh Negro, died for raping a white woman in the Occidental Building here. Boykin was the 362nd person put to death by North Carolina since the State took over capital punishment authority from the counties.

The State Supreme Court had found no error in Boykin's trial, in which witnesses testified they found the partly-nude body of Mrs. Lena T. Barnes shot to death on the basement steps of her blood-splattered home near Kenansville. She lived alone.

Boykin was arrested the next day. He had some of Mrs. Barnes' clothing. Officers testified he gave some of her Christmas presents to his relatives.

Gov. Sanford declined to intervene Thursday, after Boykin's lawyers asked him to commute the sentence to life imprisonment.

"Sorry It Happened."

Prison Warden K. B. Bailey said Boykin told him Thursday "he was sorry that it happened."

Prison Chaplain William H. R. Jackson said after the execution Boykin "made his peace with God" the night before he was put to death.

Students Protest Execution

Four Wake Forest College students picketed the Capitol Friday protesting the execution of a convicted rapist-murderer.

Jesse Shearin Jr. of Scotland Neck said he and three other students walked about the Capitol grounds Friday morning carrying signs and that they talked informally with Gov. Terry Sanford when he arrived for work.

Shearin identified the other students as Bill Featherstone of Spin-

dale, Sam Leaman of Asheville and Charles Lewis of New Bern.

Shearin said Sanford told the group he sees no reason for capital punishment but that if he granted executive clemency in the case, described as a brutal one, he would be justified in granting clemency in all other cases and, in effect, changing the law.

Shearin said Sanford also told them he was "glad to see people interested in problems like this."

The students were protesting the execution of Theodore Boykin who was executed at 10 a.m. On Thursday. Shearin and Glenn Blackburn Jr. of Winston-Salem sent Sanford a telegram asking executive clemency for Boykin.

Walter Outen electrocuted in S.C. for criminal attack

COLUMBIA, S.C. — Walter James Outen, 31, Friday was electrocuted for the Nov. 11, 1959, rape of a widowed mother of two. He was convicted of the crime a month later.

Only pray to the good Lord for my sins. Outen said shortly after being strapped into the chair "and if He is ready for me to go like this, then I'm willing to go."

He was the 239th victim to be electrocuted by South Carolina and the first to be sentenced to die in Richland County since 1941.

Baltimore Md
OUTEN, WHO lived near Dentsville, was accused of dragging the white woman into a clump of bushes.

She had ridden from her job as a waitress.

The woman testified she submitted to her attacker at knife-point. She said she had relations with him when he promised not to kill her if she didn't tell anyone.

Officers followed a trail from the scene of the crime which led to Outen's home where he was arrested. He was picked out of a line-up by the victim.

OFFICIALS SAID Outen died in record time. He was calm when he was strapped into the chair, enclosed by glass, at 7:02 a.m. The electricity was applied in intervals of one minute and 17 seconds, beginning at 7:06. He was pronounced dead five minutes and four seconds later.

Outen's mother claimed the body.

Before Outen, the last persons to die in the South Carolina electric chair were three white men, executed Feb. 7, 1941, for the rape of a white woman.

OUTEN WAS moved to the death chamber from "death row" last Wednesday after both the U.S. and South Carolina Supreme Courts turned down appeals for a new trial.

Some 24 witnesses, including three women, watched the electrocution. Also present were members of the prison guard staff.

9721

'Wrong Man'

The Montgomery

Imprisoned

For 22 Years

June 3-16-61

KNOXVILLE (AP)—Dave Webb, 43, has a job waiting in Florida after 22½ years in prison for a raping now blamed on another man.

Webb was released from jail in Muncie, Ind., Saturday night because the rape victim, now a married woman, testified she was raped in 1938 at the age of 5 by a Negro, not a white man. Webb is white.

In contending he was "railroaded into prison because I refused to get out of Muncie," Webb complained that the child victim was not put on the witness stand and that his trial lasted only 10 minutes.

Webb, who went to prison under the alias of Joe S. Thompson, studied law by correspondence in prison.

Special Judge William L. Burger accepted the victim's testimony that Webb was not the rapist, although the victim's parents signed affidavits reasserting their original testimony—that they believed Webb, a friend of the family, was the rapist.

WROTE LETTER

Prosecutor Gene Williams of Delaware County said the rape victim wrote a letter to Webb in jail in Muncie after he was sent from the prison for a hearing on a writ of error. He said she told Webb:

"You and I are the only ones who know what happened out there. I can get you out of this."

The prosecutor said the rape victim has an auto accident damage suit pending in which she alleged she suffered mental impairment from the accident.

Williams said Webb "is posing as a wholly innocent man, which he isn't—we've got a big file on him, and I predict he'll be back in prison before long; he's that kind."

Judge Burger technically granted Webb a new trial, but

the prosecutor said another trial would be difficult because most of the witnesses in the case are dead—including the policemen who took a signed confession from Webb.

The prosecutor first filed notice he would appeal Judge Burger's order, then withdrew the notice. Webb was released on \$10,000 bail posted by his attorney, Frederick F. McClellan.

Accompanying Webb from Muncie after his release were his mother, Mrs. Gussie Webb, Knoxville, and a brother, Homer, an asphalt contractor with whom he will work at Apopka, Fla.

Prosecutor Williams said Webb had two previous convictions in Tennessee and was wanted on an armed robbery charge in Lima, Ohio, when convicted in the rape case in 1938.

Negro gets 198 years in rape of woman, 80

CHATTANOOGA, May 5 (AP)—William Charles Young, Negro, 23, yesterday was sentenced to a total of 198 years in prison on charges of raping and robbing an 80-year-old white woman.

With knowledge that the state planned to press for the death penalty, Young had pleaded guilty to the charges. But when he heard Dist. Atty. Gen. Edward E. Davis recommended two straight 99-year sentences, the defendant shouted for his court-appointed lawyer to "take it back."

"I wish to change my plea," Young said, starting to add that he wanted a new lawyer. His lawyer, Martin Fleming, then asked to be withdrawn from the case.

The judge, without passing on either request, then told Young that he would have 10 days in which to seek a rehearing.

IN TONY DAVIS TRIAL

Jury Composed Of 10 Men-2 Women Hears Secy's Charge

DALLAS — Anthony "Tony" Davis is currently being tried on a charge of rape on a 22-year old British secretary, who says she is a "Freedom Rider," but not officially, in Judge Henry King's Court. At press time the victim and the examining physician have given testimony in the case.

A jury of ten men and two women heard testimony from the state's two chief witnesses and cross examination by defense counsel, Charles Tessmer. Testimony began Saturday afternoon, following an extended time of selection of a jury and legal preparations. Judge King overruled motions of continuance, on Saturday and the trial got underway.

A mixed crowd overtaxed the courtroom and spilled out into the hallways, forming a long line against the walls, as spectators of the sensational trial.

On Saturday, the petite British Secretary told from the witness stand the incidents leading up to the alleged rape, and how she was forced onto the bed by "Tony," when the assault was completed. She told her story quietly and showed no emotions as she related each detail. It was brought out under the questioning of first assistant District Attorney James K. Allen that the alleged victim, Miss Pauline Kathelene Sims was editor of a newspaper, and has worked with the "Freedom Riders," for the CORE organization for some time, but was not officially registered as a YWCA, and Ida Helen Simmons "Freedom Rider." She was jailed in Mississippi for passing out literature for CORE (Congress of Racial Equality).

The British woman told without reservations of her association with Negroes and Negro families, stating that in various states she has lived in their home as a guest. She stated that she was interested in making money for CORE as a model, which was suggested to her by "Tony" Davis. She told how he came into her room, uninvited, and proceeded to show her photographs of models in bathing suits, and suggested that he take her measurements for costumes to be designed for her by an advertising agency. Miss Sims stated that she cooperated with him and did all the things he requested, but when he had her to pose on the bed and proceeded to rub her down with an imaginary powder puff, she objected and said that she could not go through with the modeling.

The British secretary told the jury that "Tony" picked her up and put her on the bed, pinning her body down by the weight of his own, and assaulted her. She said that she screamed for about 15 minutes at times, when his hand was not covering her mouth, and he told her that he would let her go if she would ask him nicely. She further stated that "Tony" blocked her entrance to the bathroom, by stepping in front of her. Miss Sims stated that "Tony" had previously told her that he owned the hotel, and she was editor of a newspaper, and has worked for an advertising agency. She said that she was asked to move from the white hotel and her friend made arrangements for her at the Oakland Terrace Hotel, and took her there with her luggage.

At the time of the alleged attack, Miss Sims stated that

"Tony" knocked on her door, and when she opened the door he entered uninvited.

On Monday, defense Attorney Charles Tessmer took Miss Sims on cross-examination, which lasted all day. Miss Sims again reviewed the incident under the strict questioning of Mr. Tessmer. It was brought out in cross examination that the woman delayed explaining that she was raped to police, because of her concern over the death penalty. Mr. Tessmer told her, "you mean you already had the man convicted, you mean he is guilty." To his question the victim lifted her head and told him, "yes, I'm the only one in the world who knows he is guilty."

During cross examination, which was apparently a trial of her being a "Freedom Rider," Miss Sims admitted that she was proud of her association with "Freedom Riders" and a 30-day-jail stay in their cause.

The defense offered numerous exhibits in evidence including the photographs of the interior of Oakland Terrace hotel. The court would not permit a bed being brought into the courtroom (a folding cot), and sustained the woman's refusal to adorn the bathing suit and model before the jurors.

JURY FREES NEGRO IN RIDER RAPE

DALLAS, Tex. (UPI) — An all-white district court jury acquitted a Negro businessman and ex-disc jockey today of a charge of raping an attractive white British "freedom rider."

The freedom rider, Pauline Kathelene Sims of London, was not in court when the jury returned its verdict. She is 22, and weighs 98 pounds.

The Negro, 258-pound Anthony Thomas Davis, 41, turned to the jury after the verdict was read and said:

"Thank you, ladies and gentlemen of the jury. This has reaffirmed my faith in justice in Texas."

Davis testified he did not force the attractive brunette to submit to him. She testified that she "screamed for mercy" during the alleged attack.

The jury pondered the question for more than an hour Friday night, but went to bed without reaching a verdict.

In closing arguments, Prosecutor James K. Allen did not ask for a specific sentence. He said he did not want to "invade the prerogative of the jury," but if it was up to him he would not give Davis a day less than life in prison.

Defense attorney Charles Tessmer said the jury should acquit Davis because Miss Sims "had asked for what she got."

Miss Sims' testimony brought out that she and Davis went to the hotel together the night of Sept. 28, after spending some time in a Negro bar.

She said Davis pretended to show her some techniques of modeling, and took her measurements while she was clad in a bathing suit. Later, she said, he attacked her.

Miss Sims took part in Congress of Racial Equality "freedom rides," and served 30 days in jail last summer at Jackson, Miss., after being picked up for demonstrating at a segregated bus station.

Texas Negro Cleared in Rape Case

DALLAS, Dec. 9 (AP) — Anthony Davis was declared innocent today of the alleged rape of a 22-year-old English woman freedom rider.

The 10-man, 2-woman jury received the Dallas Negro hotel man's case last night at 8:20 p. m. and delivered the verdict of innocent to Judge Henry King at 9:22 a. m.

Immediately after Judge King read the verdict, the defendant stood and said to the

Washington, D.C. — "Thank you, ladies and gentlemen of the jury. This has reaffirmed my faith in justice in Texas."

In his testimony, Davis admitted he was intimate with the woman at a hotel he operates, but he said it was with her consent.

The woman testified she was first molested, then thrown on a bed in her room and raped after she and Davis had talked of her modeling to raise funds for the Congress of Racial Equality.

Before coming to Dallas she had participated with a Negro youth on a Freedom Ride from New Orleans to Jackson, Miss., where she was arrested and served a 30-day sentence for attempting to desegregate a bus station.



United Press International
ANTHONY THOMAS DAVIS
... freed of rape charge

9723

Counsel presses long fight for convicted rapist

RICHMOND, Va., March 30—Attorneys for a 34-year-old Gadsden, Ala., man, convicted of rape, argued here yesterday that he was insane when he assaulted a 10-year-old girl in Roanoke, Va., in 1956.

This was another move in the five-year fight of Frank Jimmy Snider Jr. to escape the electric chair. Snider has twice failed in attempts to have the U. S. Supreme Court review the death sentence imposed by a Roanoke court.

The insanity arguments were taken under consideration yesterday by the Fourth U. S. Circuit Court of Appeals.

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ALABAMA

9724

Negro Identified As Attacker

Birmingham Post-Herald
Special to The Post-Herald
ANNISTON, Feb. 22—A 33-year-old Jacksonville Negro, William Sadler, was sped to Kilby Prison for ~~custody~~ this afternoon after he was picked from a lineup and identified as the man who raped a middle-aged Anniston woman last Thursday.

Detective Chief C. F. Pate said Sadler admitted he attacked the woman, and while he was being taken to Kilby he dictated and signed a detailed confession.

The woman identified Sadler without hesitation as he stood in a lineup this morning, Pate said. He was the 30th suspect she had seen in three lineups.

Admits Attack

After the identification, Pate and Sheriff Roy Snead confronted the Negro with that and other evidence and he admitted he was the attacker.

Sadler had been in custody since Monday. He was picked up by Calhoun County deputies at 315 A-st, a Negro section, in connection with a Jacksonville burglary.

The burglary occurred Friday, and fingerprints found there led to the arrest of Sadler. His fingerprints also were found at the woman's house.

Sadler also admitted the burglary. Pate said the man, a Jacksonville native, had served prison terms for burglary, being released the last time in November.

In his confession, the Negro told how he forced his way into the woman's home Thursday morning when she answered his knock on the door. He said that he struggled with her, forced her into a bedroom, tied her hands and raped her.

The attack occurred at the house on the northeast outskirts of the city near the National Guard Armory.

Suspect Is Shifted After Mob Threat

By KEELER McCARTNEY

A youthful Negro rape suspect Thursday was held at an undisclosed jail following a reported attack on an elderly DeKalb County housewife and a mob threat at DeKalb police headquarters, police said.

Capt. Ted Wayne said the Negro, he demanded a pistol, was given Amos Hearn of Rte. 3, Lithonia, one, then asked for a car jack. was held on charges of rape, as Told she did not have a jack. assault with intent to murder and he then ran through a wooded burglary. area.

The incident occurred Wednesday night, but police withheld the information until Hearn could be moved to another jail. The housewife was treated by a private physician.

The reported assault occurred in the same section where an elderly white woman last week surprised a Negro in her home, was bound with an electric cord and shoved into a closet. Police said she later was hit in the head with a shotgun.

The alleged attack occurred late Wednesday afternoon, police said, and Hearn was arrested later at his home, identified and brought to headquarters.

A procession of 10 or 12 carloads of white persons, some reported armed, appeared at the county jail, officers said. Finding the suspect was not there, they headed for police headquarters.

Officers said they turned away most of the cars as they arrived and succeeded in dispersing other persons who had got out of their vehicles.

A youthful Negro appeared at the home off the Covington Highway near Lithonia Wednesday morning and asked for a job, officers said. They added he returned late in the afternoon and asked the 60-year-old housewife if her husband was at home.

He produced his wallet as if he wished to hand her something, she was quoted as saying, and she opened the door screen. Officers said he pointed a shotgun at her, ordered her back into the house, and demanded the money from her purse.

Officers said they were told

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MISSISSIPPI

9726

Negro once saved from mob paroled

1960.

Joe Louis Warern, grand larceny, Jefferson, six years, Feb. 11, 1959.

Will Young, murder, Jefferson, 15 years, Feb. 14, 1955.

MONTGOMERY, Ala., Feb. 25 (AP)—A Negro whose arrest in 1950 quieted threats of mob violence after two white women had been beaten almost to death with an electric iron has been paroled from prison.

Jack Turner, now 36, was convicted on two counts of assault with intent to murder and sentenced to 30 years in prison after Mrs. Ella Barrow, 72, and her daughter, Sara, were found in their Lanett, Ala., home the night of March 29, 1950.

He was one of eight convicts released on parole by the Pardon-Parole Board this week. Five others were turned down.

In 1950 Highway patrolmen, rushed to Lanett after an angry mob of approximately 200 armed men had formed, took Turner into custody after hours of searching.

EVEN AFTER HE WAS arrested, a crowd of about 100 men surrounded the patrol car where he was being held, but the officers speeded him to Kilby Prison for safekeeping while others blocked off all intersecting streets in Lanett to prevent an interception.

One angry bystander shoved a shotgun within inches of the Negroes head, but an officer knocked it down.

Turner was convicted Sept. 22 of that year and sentenced to 18 years for one attack and 12 years for the other.

Others paroled from prison this week were:

Henry Duncan, convicted of grand larceny in Jefferson County and sentenced to three years Feb. 12, 1960.

Sammie Henderson, assault with intent to murder, Escambia, two years, Jan. 19, 1960.

HENRY LEE JOHNSON, burglary, Jefferson, six years and two days, Aug. 13, 1958.

Robert Emmett Mansell, burglary, Lawrence, 16 years and six days, March 7, 1956.

Tyronne Sager, grand larceny, Jefferson, three years, March 25,

Canton Negro Held In Criminal Assault

In Undisclosed Jail After At-

Attack On White Girl

CANTON, Miss., July 31. — (UPI)—William Smith Jr., 25, a Negro farm hand, was held in an undisclosed jail Monday for criminally assaulting a white teenage girl near here Saturday night.

Officers said Smith, who was arrested at his home Sunday, admitted assaulting the girl who was parked with a boy friend on a rural road near here.



Smith

The teenage couple told police that Smith attacked the girl while he threatened them with a knife. The girl said she was cut on the hand when she attempted to grab the knife.

Police said Smith and another Negro, James C. Matlock, had driven past the parked car shortly before the attack and decided to rob the couple.

Matlock waited in his car for Smith to pull the robbery, they said, but drove away when Smith failed to return immediately. Matlock was arrested for collusion to rob.

Killer Saved From Mob

NEW ELLENTON, S.C. (UP) — A Negro arrested for shooting to death the police chief of this normally peaceful community was rushed to an Army stockade Wednesday night when an angry mob converged on the jail where he was held.

About 1,500 persons gathered around the jail when they learned of the death of Thomas L. Meeks, 38, who was killed by a shotgun blast when he attempted to arrest a man identified as Willie A. Brown, 27, on a wife-beating charge.

New Ellenton is located beside the sprawling Savannah River bomb plant. The town came into existence when the plant opened in 1952.

Highway patrolmen, sheriff's deputies and officers from nearby Aiken were ordered here when the angry crowd began to collect. Brown had been brought to the jail by a posse summoned by the Negro's neighbors after Meeks was shot.

Sheriff Wyman Busch slipped Brown out of the tiny jail and took him to the Aiken County jail.

From there he was removed to the Army stockade.

Officers then used loudspeakers to tell the crowd Brown was no longer being held here, and the mob dispersed.

Busch told newsmen Brown had been fighting with his wife and had threatened to kill the woman. She fled from the couple's home and telephoned police.

Meeks arrived in the town's only police car and told the woman to wait for him in the vehicle while he arrested her husband, Busch said.

"Come out here, Willie," he called.

"No sir," Brown answered. "If you want me come in and get met."

Busch said Meeks was struck

down by a shotgun blast as he entered the door of the home.

Brown's wife screams were transmitted over the radio in the police car and a posse of townsfolk and several policemen rushed to the scene. Two neighbors disarmed Brown and waited for the posse to arrive.

In Undisclosed Jail The Informer Chain Reporter Interviews Accused Raptist

27g
DALLAS — Since the story that a Negro man in Kaufman, Texas raped his white 54-year-old employer broke in the press and was aired via radio and television, there has been a constant rumbling in the community, feeling for answers to the many questions based upon the nature of the reported crime.

The opinion of the community is that a man of a sound mind could commit such a heinous crime, then go about his work as though nothing had happened.

27g-2761
Fred Carr Jr., 22, a native of Kaufman, and an employee of the alleged victim, was charged with rape in connection with the crime, and tension built up so high that he was spirited away from a Kaufman jail "for his own protection".

A Dallas Express reporter talked with Fred Carr Jr. Tuesday afternoon in a council room in an undisclosed jail, in an effort to delve into the facts surrounding the incident.

Mr. Carr, calmly faced this reporter, with his head slightly tilted, and at first declined to discuss the case at all. To get the interview started, the reporter was able to extract from him some answers to a few questions, and from that point the story began to come into

focus. He confirmed his previous statements, sworn before Kaufman County officials, stating that he did not want to say any more than what had been said.

It was learned that Mr. Carr lives about a mile from the home of the purported victim, that he worked for her some three years, doing heavy chores. He sometimes cut the lawn, and at harvest time, drove the hay truck. He said that he had not planned to rape the woman that he acted on the spur of a moment.

Houston
Carr said in a signed state-

ment that as he mowed the lawn he decided to go into the house and rape the woman, using a screwdriver to force her to submit. Then, according to his statement, he went back outside, started up the motor of the lawnmower and started mowing the lawn again.

The 22-year-old man, who has no criminal record, showed no sign of physical abuse, and appeared to be at ease as he talked with the reporter. No remorse was evident. When asked about his formal training he stated that he had completed the 8th grade in school. His life apparently is normal, as he stated that he lives with his "folks", and does have a girlfriend.

WAS THE YARDMAN USED?

In the course of talking to many persons about the crime, it is rumored that Mr. Carr had been "used" by his employers. It was hinted that his duties extended far beyond that of cutting the lawn and driving the hay truck. Rumors are that he was no stranger in that house in no respect, that he had been used to do other chores, which are not those of just a handy man.

As the interview progressed, Mr. Carr became restless, and it was evident that he did not want to discuss the matter further. He was thanked for his time and cooperation, then was led back to his cell, where he is being held under strict guard.

9729

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Officers fail to get Negro rape suspect

ANNISTON, Ala., Feb. 17—Officers questioned a half-dozen Negro men after calling off a massive search for an accused Negro rapist at 2 a.m. today.

Detective Chief C. F. Pate said a Negro man accused of raping a middle-aged white woman at her home in Northeast Alabama was tracked about three miles before his trail was lost near the south gate of Ft. McClellan.

No charges had been placed against the men being questioned and Pate withheld their names.

Doctors confirmed that the woman was raped but said she apparently was uninjured otherwise. She was returned to her home after hospital treatment.

THE ARMED NEGRO man surprised the woman in her home near the National Guard Armory and then fought off a would-do captor as he fled into heavy woods. W. H. Bibb, a neighbor, said he saw the men leave the woman's house and tried to stop him.

City, county and state officers and military police, aided by a helicopter and blood hounds, searched for the Negro.

The woman told officers she did not know how the man got into her house while she was alone there about 9 a.m. yesterday.

She said he assaulted her in the bedroom, which officers later found in disorder.

THE WOMAN DESCRIBED the attacker as from 20 to 25 years old, slender, and wearing a blue knit shirt and tan cap. She said he was carrying a pistol.

Pate said investigators had discovered several articles which they believed had been dropped by the fugitive and these aided them in the manhunt. He declined to say what the articles were.

Klan joins hunt for rape suspect

BY LEE WILLIAMS
News correspondent

ANNISTON, Ala., Feb. 18—Heavily armed Ku Klux Klansmen attempted to join the hunt for an accused Negro rapist near here Saturday, but were ordered away by officers.

Weary officers continued their investigation after calling off a search with bloodhounds in the Bonnie Brook community near Jacksonville where an armed Negro was seen Friday. He threw down a stolen shotgun and ran.

Feeling has been running high since the rape of the wife of a prominent Anniston man by a young Negro Thursday, according to police.

HEAVILY ARMED men known to newsmen as Klansmen attempted to join the Anniston area search Friday. About 10 or 15 were spotted. Officers ordered them away.

The white woman viewed a lineup of Negro men, including several who had been picked up for questioning Friday, but was unable to identify any of them as a suspect.

Negro Rape Suspect Held

BIRMINGHAM (AP)—A white housewife, sleeping in a bedroom with her two small children while her husband was at work, was raped in the pre-dawn hours Tuesday.

Police arrested a 20-year-old Negro about an hour later and planned to put him in a lineup for the housewife.

Detectives C. L. Stevens and C. L. Pierce identified the man in custody as Frank Lee Rudolph of Birmingham. He was picked up by officers at the house of a friend. The detectives said his clothing matched a description given by the woman.

Rudolph made no statement, the detectives said.

The detectives said the attacker ripped a screen off a rear window and climbed into the house, then crept into the bedroom where the 20-year-old mother was sleeping with her children—both under 2 years old—and raped her twice.

At Undisclosed Jail—

Negro Surrenders*Birmingham Post-Herald*
In Dale Rape

OZARK, April 19 (AP)—The Dale County sheriff's office confirmed today that a Negro accused of raping one white woman and trying to rape another has been taken into custody.

Deputy Hoyt Searcy told news men that Willie Mack Johnson was being held in an undisclosed jail, but declined to elaborate on the case. *Thurs. 4-20-61*

Earlier today, Sheriff William Walker refused to confirm or deny reports from other law enforcement authorities that the 20-year-old Ozark construction worker was no longer at large. *7-29*

City Police E. C. Peters said the Negro telephoned from nearby Elamville late last night and told officers he was giving himself up.

Peters said a warrant was issued charging Johnson with raping a white woman here Monday night, and that he also was wanted for questioning about another woman who told officers that a Negro tried to rape her later that same night.

The rape victim suffered bruises and was "pretty badly beaten up," Peters said, but the other woman escaped unharmed.

Authorities Seek Rape Suspect

OZARK (AP)—The search continued Tuesday for a Negro charged with raping one white woman and wanted for questioning about the attempted rape of another. *Montgomery Advertiser*

City Police E. C. Peters said Willie Mack Johnson, 20, a construction worker, is charged with raping the woman in Ozark about 9:30 p.m. Monday. Another woman managed to escape unharmed from a would-be rapist about 1:30 a.m. Tuesday. *4-19-61*

A state-wide alert was broadcast for Johnson and the 1956 model car. He was believed to be in the Ozark area, and the search was concentrated there.

Second Rape Case Deliberated By Jury

Wed. 4-19-61
37H/21
Special to The Post-Herald
WEDOWEE, Sept. 5—A Randolph County jury late today was deliberating in the rape trial of Vernon Lawson, 17, one of three youths charged with raping two white girls March 31.

Lawson is charged with two counts of rape, an assault on each of the girls. *Birmingham Post-Herald*

Earlier today, a jury sentenced Edward (Red) Harris, 20, another member of the group, to 20 years in prison after convicting him of rape.

Third Trial To Start

The trial of the third youth, M. B. Harris, brother of Edward, is scheduled to start tomorrow morning in circuit court, according to Circuit Solicitor Tom Young.

The three boys are charged with taking the 16-year-old girls from a skating rink in Roanoke the night of March 31 under the pretense of going to get a soft drink.

Young said the group went to a local drive-in to get the drinks, then, instead of going back to the skating rink, the boys took the girls to a lonely country road and assaulted them.

Guilty Verdict Returned

The jury deliberated more than three hours before returning the verdict against Edward Harris today. The trial started yesterday morning and went to the jury shortly before noon.

Also on the docket for the current session of circuit court are two second-degree murder trials, scheduled for later this week.

Jim Ownesby, about 40, is charged with the murder of James Ware. Ware died recently of stab wounds allegedly inflicted by Ownesby last year. Ware had been paralyzed since the incident in a Negro night club, The House of Blue Lights, in Roanoke.

The other murder case is against Martha Hardnett, about 40, Negro, charged with killing her husband with a paring knife Aug. 12.

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ALABAMA

9732 ✓

Thumb Bite Used Against Negro Suspect

A bitten thumb was used in evidence Wednesday against a Negro ex-convict accused of breaking into a house and attempting to ravish a woman occupant.

Nathan James Peterson, 25, of 637 S. Ripley St., was arraigned before Recorder's Court Judge D. Eugene Lee on a charge of nighttime burglary. He pleaded innocent.

A Negro woman said Peterson broke into her home at 815 S. Union St. Sunday night. She said she was in bed when Peterson entered, wearing a handkerchief. After a futile attempt to have relations with her, she said, he beat and choked her, and then ransacked the house looking for money.

During the struggle, she testified, she bit the intruder on the thumb.

ARRESTED AT TAVERN

Det. Grady Arnett arrested Peterson at a tavern the next morning. He said the suspect fitted the description given him by the plaintiff and that he had an injured thumb.

Peterson claimed he spent the night with friends and that he received the thumb injury when he was bitten during a fight with a Negro man.

Two other women said Peterson had come by their house during Sunday night and asked for permission to come in. They denied him entrance.

Peterson was bound over to the Circuit Court grand jury under a \$1,500 bond.

OTHER FELONY CASES

In other felony cases, three persons were bound over for grand larceny. Bonds of \$500 were set for to Negroes Willie Boykin, no address listed, and John Thorn, 1120 Dillard Ct. Boykin admitted stealing a \$100 watch from a room at Alabama State College and Thorn is ac-

cused of stealing several sets of new seat covers for automobiles. In the other larceny case, Jewel Ruff, 23-year-old white woman whose address was given only as Washington street, was bound over under a \$300 bond for allegedly stealing and selling a refrigerator.

Addie Williams, Negro woman of 921 June St., was bound over under a \$300 bond for forging charge slips. She pleaded guilty.

A rape charge against 18-year-old Larry Dale Pounder, of 445 Holcombe St., was not pressed on a motion by City Solicitor David Crosland. After talking with the woman who issued the complaint, Crosland said "I'm not satisfied with the evidence in this case."

CONVICTED OF THEFT

But in a separate case, Pounders was convicted of a charge of stealing a transistor radio from an automobile and was fined \$100 and costs.

Also convicted of larceny was Arthur Lee Frazier, 2445 W. Jeff Davis St. After pleading guilty to stealing two cartons of cigarettes from a grocery store, Frazier was sentenced to 90 days of hard labor.

Two young Negro men were fined \$100 and costs each for participating in a purse-snatching. They were listed as Jimmy Hyde, 617 Hugh St., and Johnnie Cooley, 2015 Carlisle St. Bennie Mae Brannon, also a Negro, said her purse contained \$22 when it was taken.

Fined \$25 and costs each were Warren Mathews, 1465 Bragg St., charged with assault and battery, and Tommie Wilson, 888 Erskine St., convicted of disorderly conduct.

Negro Signs Rape Statement

GREENVILLE, Miss. (AP) —

Police Chief W. C. Burnely said Wednesday a 23-year-old Negro signed a statement admitting the rape of three white women over a nine-month period.

William T. Fields was booked on rape charges and a preliminary hearing was scheduled for Justice of the Peace court Thursday.

Burnely said Fields admitted raping an elderly white woman last Dec. 26, the wife of a young Greenville Air Force Base airman Aug. 13, and a young widow Sept. 13.

Fields, a mechanic's helper, was arrested Saturday night after he was caught peeping in a window of the second victim's home in an area where a special police detail had been working for a month, Burnely said.

All three attacks occurred while the women were alone in their homes, the police chief said, and the assailant found the last two victims in bed and threatened them with a knife.

Negro, 16, Is Accused In Rape At LaFayette

Special to The Post-Herald

LAFAYETTE, Oct. 25 — A 16-year-old Negro is being held in Lee County Jail at Opelika charged with raping a 20-year-old white mother of three near here yesterday afternoon.

Chambers County Sheriff Ray Phillips identified the Negro as Willis Heard. He was captured late yesterday, several hours after the attack, and was transferred from Chambers County to Lee County for safe-keeping last night.

Phillips said the young woman, separated from her husband at the time, was sitting on the front porch with her 7-week-old baby when another child discovered the Negro in the kitchen of the home, located in White Plains community about six miles north of here.

When the woman went to investigate, the youth grabbed her and dragged her through the house into the back yard where the attack took place, the sheriff said.

He said the woman's husband

was staying at his parents' home about five miles away.

Included in the manhunt which lasted about five hours were two airplanes with policemen from Lannette, 10 Highway Patrol cars, three sheriff's cars and two police cars from Lafayette.

Phillips said the Negro walked through a wooded area to U. S. 431 and hitchhiked a ride on a truck after the attack. He later hired out to a Negro farmer and picked cotton while during the late afternoon.

The farmer became suspicious of the airplanes flying low overhead, heard the rape had taken place and got a description of the suspect.

Phillips said the farmer took Heard to a Highway Patrol roadblock where he was identified.

Heard had been working in a field near the house during the morning before the attack, the sheriff said.

The case is expected to come before the next Grand Jury ses-

sion in March.

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ARKANSAS

November

9733

Three Negroes rape white girl assailants sought

NORTH LITTLE ROCK, Ark.

March 23—A 16-year-old white girl was raped by three Negro men while she and her boy friend sat in a lovers lane, Police Chief Ray Vick said yesterday.

Vick said the attack occurred 11 days ago and had been concealed while police checked out leads in the case. He said six or eight Negroes had been questioned, but that no one had been charged.

Vick said the girl and her 18-year-old companion were sitting in their automobile at a popular parking spot when the Negroes seized the girl and held the boy at bay with a knife.

The Negroes forced the girl to disrobe, then raped her, Vick said. The girl was left lying naked and hysterical, Vick said. The boy drove with her until he found a police car.

Test Sanity In Dixie Rape Case

LITTLE ROCK, Ark. (UPI)

Willie Nathan Jr., 25, Helena, Ark., charged with raping a white housewife in Helena Jan. 28, is under observation at the state hospital here where he was taking a sanity test.

Nathan was arrested after a 21-year-old white woman reported he broke into her trailer home shortly after her husband left for work at 3 a.m. She said he raped her.

Police chief Roy Ross said Nathan admitted the attack and was taken to the state hospital Thursday.

Commenting on a report Nathan's father was not allowed to talk to his son, Ross said, "he (the father) was told by me and some other officers to come and see the boy and I know he has had a chance to

see him if he wanted to." Ross said he didn't know whether the elder Nathan had visited his son. Dr. Granville Jones, superintendent of the state hospital, said the hospital normally doesn't allow visitors from the family or the public to persons being given sanity tests.

Three Negroes Face Trial In Mass Rape Of Student

LITTLE ROCK, Ark. (AP) —

Negro defense attorneys will begin parading 14 witnesses before a racially mixed circuit court jury Monday in an effort to vindicate three young Negroes charged with raping a white girl.

The 16-year-old girl, an attractive high school student, Friday told the jury how the three Negroes held her and took turns raping her in the front seat of a car on a North Little Rock lover's lane last March 11.

The prosecution wound up its testimony Friday and the trial was adjourned for the weekend. The defense will begin testimony Monday and the case may go to the jury Tuesday.

The state has asked the death penalty for Marvin Aron Hammond, 16; Raleigh Williams, 17, and Troy Alexander, 16. They have pleaded innocent.

The girl's escort on the night of the attack, Bill Jelks of Little Rock, testified Friday that he was forced at knife-point to lie behind the car during the attack. He said he could hear the girl screaming. She said she screamed and fought until she was exhausted.

A dozen officers stood guard in the crowded courtroom during Friday's session after Sheriff L. C. Young said he heard there might be trouble if the girl testified.

A doctor who examined her at a hospital after the attack testified that she had sexual intercourse but that she had not been otherwise injured. He said he examined her some time later and there appeared to be no permanent physical injury as a result of the attack.

Two Little Rock television newsmen testified the Negroes admitted the attack to them in the county jail when they went there to take pictures. The three were arrested last March 23.

The jury consists of eight white men, two white women and two Negro men.

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CONNECTICUT

9734

**Physician's Maid
Gagged and Raped
By Negro Intruder**

Florida Times
Jacksonville, Fla.
GREENWICH, Conn., Jan. 26

(UPI)—A physician's maid was gagged and raped today by a Negro who fled after taking a box containing an undetermined amount of jewelry. 27-61

Police said the man knocked on the rear door of the home of Dr. John Wilsey and told the maid he had "come to pick up the clothes." The doctor and his wife were not home.

Police said a man wanted for questioning was stopped on the Hutchinson River Parkway just over the New York state line. He was taken to headquarters.

The maid, whose name was not disclosed, became suspicious and the intruder grabbed her by the throat. Police said he raped the maid in the living room and then led her by the throat upstairs to a bedroom.

The assailant tied and gagged her and then ransacked a bureau, taking the jewel box.

Girl, 17, Raped in Home; Delivery Man Charged

Evening Star
Rapid-fire police work resulted last night in arrest of a grocery delivery man charged with raping a 17-year-old girl sleeping in an upstairs bedroom of her Northwest Washington home.

In an unusual move, the suspect, David D. Reynolds, 329 of the 500 block of Groff street N.E., was arraigned before Chief Municipal Court Judge John L. Smith about 10:30 p.m. just 12 hours after the attack. Reynolds was held without bond.

Even with a late start, caused by hysteria of the girl and her mother, sex squad detectives had their suspect charged by 8:15 p.m. Inspector Aubrey M. Tolson said Reynolds, faced with fingerprint evidence, admitted the charge.

Detectives Vernie E. Tate and Charles B. Chase finally learned that the girl, alone in her home in the 2800 block of Woodley road N.W., was awakened about 10:30 a.m. when a pillow was pushed against her head.

"Gun at Your Head"

"Lie on your back and keep quiet," a voice commanded. "Don't scream. I have a gun against your head."

After the attack, the assailant ordered her to keep the pillow over her head. The distraught girl did not move for a long time.

When she did, she telephoned her mother, who was away on

from the girl's room. It, too, was tested for prints.

Takes \$1 Tip

Meanwhile, police learned that groceries from a Connecticut avenue store were to have been delivered to the home about the time of the attack. They also learned that Reynolds, employed at the store only about a week, had gone to the home. He took a \$1 tip left for him on the kitchen table.

With this evidence in hand, police telephoned the grocery store owner in the evening and told him to come to headquarters with Reynolds.

"Reynolds was the calmest person I've ever seen under arrest," said Inspector Tolson, a veteran of the force. "When we asked him to give us his prints, it was only a routine elimination process."

"He calmly had them taken. When we told him they matched prints on the bottle, he never lost his poise, but calmly told us his story."

an errand. The mother hurried home and took the girl to Georgetown Hospital, where she still is being treated for shock.

By the time police could get enough to start on it was 2 p.m. From the identification bureau, Detective Sergt. A. B. Masters and Edward J. Dion, fingerprint experts, went to the home to begin systematic dusting.

Among other things, they found an empty soda bottle in an upstairs hallway not far

2 Negroes Convicted Of Attack

Jacksonville, Fla.
Duval Circuit Court jury

last night found two young Negroes guilty of raping a white woman at a Southside campsite last Sept. 3. The jurors recommended mercy, which will prevent them from being sentenced to death. They can receive prison terms up to life, however.

The jury returned its verdict at 8:50 p.m. after having deliberated since 3:30 p.m. An hour recess was taken for supper.

The two Negroes are William Blunt, 20, of 2023 Thomas Court and James M. Peyton of 4141 Old St. Augustine Road.

Judge Claude Ogilvie deferred sentencing pending dispositions of possible motions for a new trial.

The fourth day of the trial began yesterday morning with the defendants taking the stand and repudiating the truth of statements attributed to them by police investigators. Each said he was told to make the statements, which implicated them both in the crime.

Each claimed promises they would "not go to the chair" were made if they gave the statements.

Asst. State Atty. Nathan Schevitz questioned the pair closely on this point in efforts to show that their witness-stand claims were inconsistent with the statements that had been introduced into evidence.

Jacksonville, Fla.
The alleged assault took place at a campsite off Incinerator Road which had been occupied by the woman, her husband and a third man. The youths also are accused of beating the husband and the other man and face Criminal Court charges for these alleged offenses.

The two young Negroes are represented by defense attorney Ernest D. Jackson, who at the outset of the trial failed to get it delayed by legal moves attacking the system of selecting jurors in the county. Jackson said it appeared that jurors were selected on the basis of racial discrimination.

Tallahassee Girl Raped, Date Knifed

Tallahassee, Fla.
Tallahassee, Sept. 29 (F)—A

Negro surprised a young white couple last night as they sat in a parked car on an isolated road near Lake Bradford, slashed the man with a knife and raped the woman, Sheriff W. P. Joyce reported today.

Jacksonville, Fla.
The attack occurred about 8 p.m. An all-night search failed to flush the rapist and Joyce said today that a \$500 reward would be paid for information leading to his arrest and conviction.

The sheriff said the Negro approached the car and attacked the man with a knife. The man broke free and ran seeking help. The Negro then raped the girl, Joyce said.

Later, she raised an alarm at a house about 300 yards down the road. Her escort, meantime, had reached a service station and called the sheriff's office.

He was taken to a hospital where it was found he had suffered 19 stab wounds. But all were superficial and he was released after emergency treatment.



Negro Youth Rapes Panama City Woman

Panama City, Fla.
PANAMA CITY, Fla., June 23 (F)—A young Panama City housewife told officers she was raped early today by a Negro youth who came to her home.

The woman said a brick was thrown through her bedroom window and a young Negro climbed through. She said he was nude except for a pair of socks.

Officers quoted the woman as saying he threw her to the floor and forced her to submit by shoving a short stick of wood against her throat. The victim was described as being about 22 to 25.

Jacksonville, Fla.
There was no telephone in the house and the attack was not reported until the woman's husband arrived home from work several hours later. She was treated for shock.

Sheriff Charles Abbott said several Negroes were picked up for questioning.

27h(1) 1961

GEORGIA

9737

Woman Assaulted In Cemetery By Motorist Here

A young Atlanta woman was criminally assaulted at a Northwest Atlanta cemetery early Monday morning after her screams for help brought no one to her assistance, police said they were told. The 21-year-old woman said she was raped by her male acquaintance's relative as the latter man drove her home after a date with his kin. 4-6-61

An already sought after man was arrested and held Tuesday in connection with the attack on the young woman. He was identified by Detectives J. F. Inman and L. N. Bradley as Fred James Rivers, Jr., 21, of a Howell St., N. W. address.

Rivers, alias "Dug," was being sought for further investigation by Detectives Howard Baugh and C. J. Perry in connection with a homicide that occurred in January, of 1959.

He was thought to have been out of the city, but the report of rape and the description given police by the woman rape victim led detectives to search for Rivers.

The woman said she left her male acquaintance's home and that Rivers, the man's cousin, was supposed to take her to her home, police reported. She had been to a Simpson Rd., N. W., address.

On the way home, she was quoted as saying, Rivers drove the car onto a road beside a Northwest Atlanta cemetery and pulled the car to a halt. P. 6

Patrolmen D. W. Britt and J. R. Rogers the original investigators, said the woman told them that she fought the man, "screamed and hollered," but that none came to her assistance. Wed. 1-4-61

The attacker finally forced her down into the car seat, police said they were told, overpowered the young woman and raped her on the cemetery property.

They left that spot, police said they were told, but while en route home, the man pulled off the main street and allegedly raped the woman again.

After the second event, Detectives said, the man carried the woman to her Northeast Atlanta home and asked her not to call police

immediately so that he could have a chance to leave town before being caught.

Rivers was reportedly apprehended at his home Tuesday morning by Detectives Blackwell and Inman. He was booked on suspicion of rape in connection with the alleged attack on the woman. Further, Det. Baugh and Perry signed a murder warrant against the man and placed a hold on him for Superior Court action on that count. He was reportedly under indictment for murder in a true bill returned by the Fulton County Grand Jury in connection with the slaying of Mrs. Miriam Sledge in 1959.

Columbus Negro Bound In Rape Case

COLUMBUS (AP)—A young Negro charged with raping a white woman here was bound to Superior Court Monday after he pleaded guilty. 8-22-61

John Henry Lyles, 20, was bound over on charges of rape, armed robbery and pointing a gun at another.

Police said Lyles was charged after he forced the woman to hand over \$3 at gunpoint and then raped her while holding her soldier companion at bay with the gun.

The incident occurred around midnight Thursday in a wooded section near a Negro settlement. The couple was in a car when the Negro approached them, officers said.

Porter Arrested In Girl's Slaying

MEMPHIS, Tenn. (AP)—Police arrested an 18-year-old porter early Sunday and charged him with murder in the brutal slaying of a 13-year-old girl in a supermarket basement here. 2-20-61

Chief Detective Charles Young identified the porter as Fred Green, a Negro. Young said the porter made a written confession.

The victim, red-haired Sharon Vaiden of near Olive Branch in northern Mississippi, was found with 32 stab wounds — eight in the chest and the rest in the throat, ear and face, police said.



Sharon Vaiden

Officers said she was raped, killed and hidden behind heavy machinery in the big store Saturday. She was going to a basement restroom.

Green, who has no previous police record; denied raping the girl. But officers also charged him with murder in the perpetration of rape.

Green, who is 6 feet and weighs 140 pounds, told police the girl resisted as he grabbed her near the restroom. Then, he said, he stabbed her with a small pocket knife. 27h(1)

Mrs. Herbert Vaiden, the girl's mother, reported her daughter missing after she stopped by the shopping center store with her three children to pick up groceries.

She said Sharon went to the restroom and did not return.

Mrs. Vaiden found her daughter's purse in the restroom. Employees searched the store and found the body soon afterward.

When the porter was noticed missing, police launched an all-car search. They found him at 4:20 a.m. asleep in a car parked in the driveway of a friend's

home. Officers said the friend had refused to let Green inside.

Captured Escapee Accused of Rape

ZEBULON, Ga. (UPI) — Sheriff J. A. Riggins said Sunday a 41-year-old Negro prisoner who escaped from a Pike County prison camp had been charged with raping a woman he used as a hostage. 2-10-61

Riggins said Luther Phillips, set up in Pike County and nearby Lamar County.

Phillips, driving the truck with the woman hostage, ran one road block but was stopped at second roadblock on a rural road between here and Milner in Lamar County.

Riggins said the woman told him Phillips dragged her into the woods about four miles from the camp and raped her, then took her back to the truck. The sheriff did not report the rape until Sunday.

Phillips had been at the camp for about 11 years. Riggins said he was up for release about three years ago, but at that time the prisoner stole an automobile and some supplies from the camp and was sentenced again on those charges.

Phillips said he had removed Phillips to an undisclosed jail for safekeeping. He said he was not holding him in Pike County.

He said Phillips, a yard boy at the prison camp who was due for release in "10 days or two weeks," stole a pistol from the warden's house late Saturday afternoon after returning from a patrol.

Phillips then went to the guard's house, pulled the pistol on the guard and his wife, took the guard's pistol, his pickup truck, and fled with the guard's wife as a hostage, Riggins said.

The Georgia Highway Patrol was alerted and roadblocks were

Youth Convicted Of Attack Upon Columbus Woman

10-20-61
COLUMBUS, Ga. (UPI) — A 12-man jury Wednesday found a young Negro guilty of raping and robbing a 28 year old white divorcee in a wooded lover's lane while holding her escort at bay with a gun.

The Negro, John Henry Lyles, 20 of Columbus, was sentenced to life imprisonment. The jury deliberated for nearly four hours before returning its verdict.

Attorney
Solicitor General John L. *Ed* had asked for the death penalty for the Negro whom he said was trailed from the scene by county police who followed footprints left in the sand.

Testimony was completed in the trial Tuesday and opposing sides presented final arguments Wednesday.

The victim, mother of three, testified that Lyles forced her to submit after taking her from a car in which she was picked up with a Ft. Benning soldier, Ronald Platt, 23. The incident occurred Aug. 17 in a wooded section on the outskirts of Columbus.

Both the victim and her escort picked Lyles out of a lineup shortly after the incident and identified him as the person who raped the woman and took \$3 from her.

Platt said the Negro approached the car, rapped on the window and ordered both outside. Both witnesses testified that Lyles marched them at gunpoint deeper into the woods where the assault occurred.

Lyles admitted the charges filed by the woman but said she had submitted willingly.

27h(1) 1961

ILLINOIS

9738

**YOUTH SOUGHT
FOR RAPE OF 2
ON SOUTH SIDE**

Chicago Daily Tribune
Two south side school girls were raped within 15 hours in the Englewood police district. Police believe the same man attacked both girls.

The second attack occurred at 7:45 a. m. yesterday as a 12 year old girl was walking one block from her home to mass in Our Lady of Solace Catholic church, 6214 Sangamon st.

Wore Blue Earmuffs

She told police that a 19 year old Negro with a pimply face and wearing blue earmuffs dragged her into an alley off 62d street between Green and Peoria street after asking her if she knew "who beat up my sister." She said her assailant pretended to have a gun.

The youth dragged her into a gangway at 6227 Peoria st. where he raped her, she told police.

A 13 year old pupil on her way home from the Beale elementary school, 6043 Sangamon st., was raped Thursday by a youth who police said fits the same description.

Pushed Under Porch

The girl told police he grabbed her at 63d and Carpenter streets and forced her to walk to an alley behind 6437 Carpenter street where he pushed her under a porch and raped her. She said her assailant told her he had a gun and, "I killed one girl last night and I'll kill you if you scream."

Both victims said their assailant wore a cap and a three-quarter length jacket. They said he was about 6 feet tall.

Father Wounds Negro Caught Raping Child

Jackson News
Nov 10-17-61
NEW ORLEANS (UPI) — A hysterically sobbing white girl told police a Negro, driven off with a stab wound inflicted by her father, raped her in her bed early this morning after forcing her 12-year-old brother into bed with them.

Jackson News
A dragnet was out for the assailant, reportedly stabbed in the right shoulder with a bread knife during a struggle in the bedroom with the father.

Neighbors, alarmed by the girl running shrieking from her home at 3:45 a. m., summoned police she said the Negro spent 30 minutes in her bedroom at the back of the house.

She told police the attacker threatened to kill her and her brother, who had his own bed in the same room, if she screamed for help. She said he told her was an ex-convict and did not care if he died.

She also quoted him as saying he was an ex-convict and did not care if he died.

Investigators said the Negro apparently entered the home through an unlocked basement door. He forced the boy into the girl's bed, apparently to watch him. But the youth slipped out of the bed and reached his father.

The father rushed from another bedroom and stabbed the man in a struggle. But the wounded rapist crashed through a screen door at the front entrance to the home and escaped.

4 Negroes Held On Rape Charge

Jackson News
NEW ORLEANS (AP) — The district attorney's office has accepted aggravated rape charges against four young Negroes in the armed robbery of a Winston-Salem, N.C., couple.

Assistant Director Attorney Edward Estalote said armed robbery charges were also accepted against three of them. One of the Negroes — Richard Ruth — is only 15 and cannot be charged with anything but a capital offense. Aggravated rape is a capital offense. Armed robbery is not.

Jackson News
The \$19 robbery of Napoleon Sandefur, 47, and the aggravated rape of his 44-year-old wife, police said, occurred shortly after midnight Nov. 19 in an uptown New Orleans section. His wife was also badly beaten, officers said.

One of the Negroes, whom police identified as Joshua Carter, admitted the rape. The others being held without bail are Lawrence nad Henry Baptiste.

9739

9739

9740

Attorney Picked In Assault Case

The Commercial Appeal
Judge Names Counsel For
George Smith

From The Commercial Appeal
Columbus, Miss., Bureau

COLUMBUS, Miss., Oct. 18.—Circuit Court Judge John D. Greene Jr., currently holding court in Starkville, Wednesday appointed a Columbus attorney to represent a Lowndes County Negro charged with criminal assault of a young white woman.

Judge Greene, at the request of District Attorney Harvey Buck to appoint counsel for 21-year-old George Smith, held in the Hinds County Jail for safe-keeping, named Douglas Stone of Columbus as court-appointed counsel. A preliminary hearing is scheduled Tuesday.

Officers said the Negro waived his preliminary hearing last Tuesday, but Dist. Atty. Buck said Wednesday he felt it would be only the proper thing to do to hold the hearing. He said he felt Smith might be unaware of his rights and that a hearing should be held with the Negro represented by counsel.

The hearing will be held before Justice of the Peace Bob Whitaker. No time was set for the hearing.

Smith is charged with assaulting a 21-year-old white mother of two children at her farm home near Columbus Sunday.

Negro Mauls Delta Woman

Jackson Daily News
Oct 11-4-61
Four Suspects Questioned
In Third Recent Incident

CLARKSDALE, Miss. (Special)—Four unidentified Negroes are being held for questioning today by Clarksdale police in search of a Negro man who dragged a professional golfer's wife from her parked car here yesterday, the second such incident in two days.

Mrs. Doc Livingston, 48-year-old wife of the professional golfer at the Clarksdale Golf course, was dragged from her car and choked in the downtown district of town.

She was unharmed except for bruises on the throat although her clothes were partially torn away.

It was the second consecutive night and the third such incident when a Negro man had attempted to attack a white woman, since Sunday.

In the Friday incident, Mrs. Livingston was pulled into a dark area behind the It Sandwich Shop at 6:30 p. m.

In a preceding incident on Thursday evening, Mrs. Ed A. Mitchell, about 40, was choked and received a cut on her mouth by a Negro man as he attempted to enter her car in a lot near the Illinois Central tracks.

On Sunday, Miss Shirley Griffin, 25, a waitress, was hit on the head by a Negro man. She received a cut on the head.

The Negro was identified as tall, slender and young by all three victims.

Police Chief Ben C. Collins said he believed all three incidents were committed by the same party.

City, county and state officers assisted by bloodhounds from Parchman aided in the search last night.

Negro held in rape case at Gulfport

The Okla. News
Birmingham, Ala.
Mon. 4-10-61
GULFPORT, Miss., April 24—

A white housewife was raped at knifepoint and robbed in her farm home near here yesterday. Officers arrested a former Chicago Negro a short time later.

Sheriff Curtis Dedeaux said Willie Wilson, 20, of Gulfport, who did odd jobs, told offenders he "had a sudden urge."

Wilson was transferred to jail at Jackson last night for safe-keeping on charges of rape and robbery.

The sheriff said Wilson and two relatives were in a car that stalled about a quarter mile from the farmhouse, 18 miles northeast of Gulfport, and Wilson went to the house to get some water.

WILSON SAID he thought no one was at home so he entered the home by a rear door and was surprised by the woman, in her 30s.

Dedeaux said Wilson admitted pulling a knife and robbing the woman, and then decided to rape her.

Her 1-year-old daughter also was in the house. A son and her husband were away.

Negro Held In Meridian Rape Attempt

Jackson Daily News
MERIDIAN, Miss. (UPI) — A 19-year-old Negro has confessed that he broke into a white woman's home early Monday with the intention of raping her, police said today.

Detective Mike Nichols said Steve Harris Jr. of Meridian signed a written statement that he took off his shoes, put them inside the home of Mrs. M. L. Robinson and broke into the house about 3 a. m. Monday.

Nichols said the Negro admitted grabbing the woman while she was asleep in bed and fleeing when she screamed.

In his flight he left the shoes near the house. Police found them when they arrested Harris Tuesday. The shoes were fitted on his feet.

Harris was being held in city jail. Dist. Atty. Paul Busby was expected to decide on a charge against him.

9741

Jury Selected To Hear Rape Case Evidence

CLARKSDALE, Miss. (Special) — A jury has been selected for the trial of Howard Cook, 31-year-old Negro convict accused of raping a 24-year-old white Panola county mother while he was an escapee from the state penitentiary at Parchman last June.

The case was transferred to circuit court here from Panola County because of the strong feeling existing there.

Another convict, Ellie Lee, 26, is charged with raping the same woman, the mother of three small children. His trial is set for next Tuesday here.

A third convict who escaped with the two accused rapists is not charged with the crime.

Judge Curtis M. Swango of Sardis and the 17th Judicial District is presiding at the trial. Directing the prosecution are Roy E. Johnson of Senatobia, Hoke Stone of Lambert and Thomas H. Pearson of Clarksdale.

Six Batesville attorneys were appointed at the October term of circuit court there to defend Cook.

The appeal yesterday came after the National Association for the Advancement of Colored People asked Gov. Ross Barnett to reduce the death sentences given the Negroes after two white men received life sentences for raping a 5-year-old Negro girl.

The request came in a telegram to Barnett from Aaron Henry of Clarksdale, state NAACP president, and Medgar Evers of Jackson, state field secretary.

Shortly after Cook was convicted in the Batesville case, the NAACP issued a statement urging Mississippians to compare the sentence with that received by the white men in the Yazoo City case.

The attack on the Negro girl came after the white men broke into her home about 2 a.m. last November.

The two white men pleaded guilty and received life sentences.

Lowndes Negro Rapist Caught

Farm Hand Admits Assault Of White

P.L. Mon 10-16-61

COLUMBUS, Miss. (Special)—A 21-year-old Columbus Negro farm worker is being held in an undisclosed jail today after confessing the rape and beating of a seven-month pregnant mother of two.

Constable King Bolin arrested Negro George Smith at the home of his mother-in-law about seven miles west of Columbus following the Sunday rape incident.

Lowndes County Deputy Sheriff Dave Moore said he was told that the 21-year old woman was seized in her farm dwelling and dragged from the house and into a nearby barn where she was raped and kicked at knifepoint by a half-nude Negro who was reported to have masked his face with a sack.

The woman's husband was reported to have been milking a cow several miles away, leaving the expectant mother and her two children alone in the house.

The woman told authorities that the Negro entered the back door and struck one of her children when the child screamed.

Her husband told officers that his wife said the Negro threatened to kill her children, aged one and two, if she told of the incident and that he would come back today and to "have \$100 ready for him."

The woman was taken to a Columbus hospital where she was reported in serious condition.

Smith's arrest came following a search by two dozen lawmen and several bloodhounds.

Constable Bolin, who made the

arrest, said that Smith first denied any connection with the incident.

He later signed a full-page confession.

He was formally charged with rape and will be held without bond in an undisclosed jail.

Lowndes County Prosecutor J. O. Sams said that it had not been disclosed whether the 5-foot, 14-inch Smith had a previous record or not but said that he had returned from a three-year stay in St. Louis about two years ago.

Negro Convicts Appeal Cases

By The Associated Press

Two Negro convicts sentenced to death for raping a Batesville white woman after they escaped have appealed their cases to the Mississippi Supreme Court.

Howard Cook, 31, and Ellie Lee, were convicted in January and sentenced to die in the gas chamber Feb. 22.

The 24-year-old housewife testified she was working in the garden of her Panola County home June 6 when she was seized, taken inside and tied to the bed,

9742

Society Matrons Assaulted, Slain

The Commercial
Two Negroes Arrested In
Murder Of Prominent
New Jersey Women
Set 5-9-61

By United Press International
PLAINFIELD, N. J., May 26.

Two prominent society matrons were kidnaped, criminally assaulted and slain after a dinner party early Friday by two Negro toughs who found their Cadillac car stalled on a lonely side street.

Police quickly seized two husky suspects, one of whom blamed the other for the crimes. Both admitted being at the scene.

The victims were Mrs. Eleanor Ewell, 51, wife of Elliott G. Ewell, executive vice president of Mack Trucks Inc., and Mrs. Eleanor Tyson, 40, wife of Robert W. Tyson Jr., a Wall Street broker.

The suspects, Joseph Maxey, 23, and Lorrell Parks, 22, both Southern Negroes who moved North, were accused of kidnaping and killing the women after helping them start their stalled car. Maxey is from Virginia, Parks from Kentucky.

Companion Blamed

Union County Prosecutor H. Douglas Stine said Parks admitted he and Maxey came upon the women in the unlighted street. But he claimed that Maxey kidnaped, assaulted and killed both women. Maxey denied the crimes although he admitted he was on the scene.

Stine said he believed the crime started as a robbery. Several hundred dollars was reported to be missing from the women's purses.

Police found the women's abandoned car and their partly clothed bodies on a dead-end street about a mile from the water reservoir of this quiet New Jersey commuting community 40 miles from New York about 4 a.m. after being tipped by a cab driver who witnessed the abduction.

Mrs. Ewell had been run over and crushed by the heavy sedan. Mrs. Tyson's beaten and strangled body was found in the back seat. Both women's clothes were torn and their undergarments stripped away.

The women had been returning from a restaurant with Mrs. Ewell's son James, 23, a student at Columbia University at the wheel at about 1:30 a.m. James made a wrong turn into an unlit sidestreet near the reservoir and his mother's 1960 white Cadillac stalled.

Son Left Car

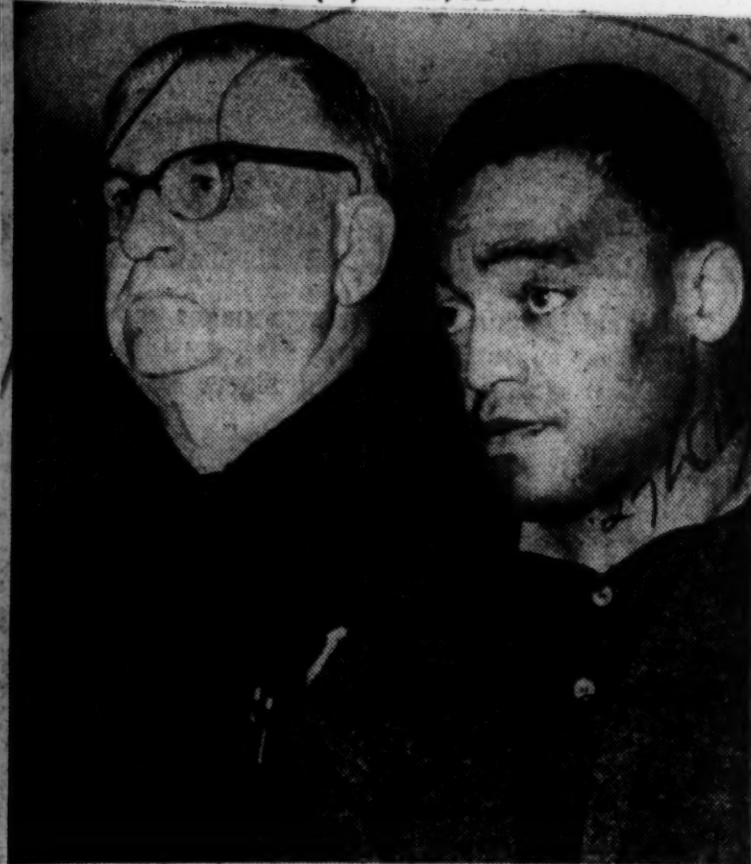
James left the car to phone for a taxi at the reservoir office, where he remained. Negro cab driver William Morris, who knew the two women, arrived at the scene shortly thereafter.

While he was tinkering with the stalled car, Morris told police, two Negroes pulled up in another car and offered to help get the auto started. They succeeded but then one jumped into the women's car and drove off with them yelling to his friend to follow in the other car.

Morris said he pursued the fleeing cars in his taxi but lost them on the lonely rural roads. He then summoned police.

Searchers soon found the abandoned car with the women's bodies and within hours police arrested Parks and Maxey. Both worked at an auto sales lot. It was the cab driver's tip that one of the kidnapers was wearing blue mechanic's overalls that led to the quick capture.

9743

**FREED IN SEPTEMBER**

Jones, a paroled convict, allegedly committed the crimes since his release from prison last September after serving nearly eight years for robbery and aggravated assault and battery with intent to ravish.

He now is charged with assault with intent to kill, assault with intent to ravish, aggravated assault and battery, carrying concealed deadly weapons, threats to kill, assault and battery, criminal assault and robbery.

James J. Jones (right) stands beside turnkey John Joynes during hearing before Magistrate William Bleshman in the 61st and Thompson sts. police station where Jones was identified by six women and two girls as the man who assaulted or robbed them.

More Women Identify Suspect in Attacks

The Philadelphia Inquirer
Philadelphia, Pa.

Eight more women victims of criminal assaults or robberies identified James Joseph Jones as their assailant at a hearing Wednesday before Magistrate William Bleshman. Jones, who police said had admitted nine criminal assaults and 60 to 70 other crimes, was held without bail for a further hearing March 24 to give police time to complete an investigation and await the outcome of injuries suffered by another victim.

The victim, Martha Rosenbloom, 20, of 5434 Woodcrest ave., is in Lankenau Hospital for treatment of a stab wound in the chest allegedly inflicted by Jones when the girl stepped from a bus near her home Monday. Jones was arrested a few

minutes later.

POCKETBOOKS STOLEN

Two of the eight victims told Bleshman at the hearing at the 61st and Thompson sts., station they were criminally assaulted by Jones.

The six others said Jones robbed them of their pocketbooks. One said Jones also attempted to assault her.

Detective James France, of the West Detective Division, who captured Jones, told the magistrate he was informed that had Miss Rosenbloom's knife wound been an inch deeper it would have been fatal.

9744

Anderson Police Search For Abductor

ANDERSON, (S.C. (AP)) — An attractive 17-year-old white girl was abducted and raped by a Negro man who slashed her escort with a knife in a lover's lane near here early Thursday.

The girl, bloody and hysterical, staggered to a farm home just before dawn after wandering barefoot about the sparsely settled countryside for several hours. She was clad only in bermuda shorts and a shirt. She was hospitalized.

Anderson County Sheriff J. W. Erskine mobilized every available officer during the daylong man-hunt but no trace of the Negro or his car had been found.

The girl, incoherent for most of the day, told the sheriff that the Negro put her out at a cross-roads some six miles from where she was abducted and about an hour after he forced her into his car.

The girl said she went to two homes in the area but was unable to convince the residents that she needed help. One man flatly refused to take in, she said. Another said he did not have an auto or a telephone and couldn't help.

C. M. Ellison, a farmer, was listening to radio newscasts of the abduction when the girl staggered onto his porch. Ellison took her to a hospital and notified officers.

First word of the abduction came about 11 p.m. last night from the girl's companion, Charles Gambrell, 20, who rushed to the nearby home of the Rev. Fred L. Bremmer.

Gambrell said he and the girl were in his parked car on the unpaved lover's lane, just off State Route 81, when the Negro suddenly appeared beside the car with a knife in his hand.

The Negro ordered him out of the car, Gambrell said, and slashed him twice on the arm and in the left side as he got out. He then grabbed the girl and forced her into his car parked

some distance away.

Gambrell told officers he followed the Negro as he left with the struggling girl, but was warned away. The white youth said he followed in his car for about a mile, but lost the Negro's auto at a cross roads.

Gambrell was treated at a hospital and several stitches were required to close his wounds.

The scene was only a few yards from the spot where the body of a Donaldson Air Force Base airman was found last January. Officers said the airman apparently was mugged and left to die from exposure. The case never was solved.

Sheriff Ellison said the girl had been raped, but otherwise was not physically harmed. He said the blood on her clothing apparently came from Gambrell's wounds.

27h(1) 1961

TENNESSEE

9745

Slain Girl Never Assaulted; Negro's Claims Are Shaken

By CHARLES HOLMES

Autopsy reports revealed yesterday that 13-year-old Sharon Vaiden was not criminally assaulted before she was brutally slain Saturday night.

George Becker, special investigator for the Attorney General's office, said the autopsy "shows conclusively" that the little victim never had sexual relations.

"This means she didn't have relations Saturday and never had," Mr. Becker said.

Freddie Green, 18-year-old Negro, was held to the state yesterday on charges of murder and murder in perpetration of rape.

Both charges are punishable by the death penalty. City Court Judge Beverly Boushe entered pleas of not guilty for Green. The special arraignment was held in the privacy of Chief of Detectives Charles Young's office in Police Headquarters.

Says Girl Resisted

Green told police and newsmen that he stabbed the pretty Olive Branch, Miss., school girl to death when she resisted his advances. He said he attacked her in the sub-basement of the Food Center at 2754 Lamar, where her body was found.

Sharon had gone to the store's basement restroom shortly before 9 p.m. Saturday while her family shopped.

Police said the autopsy report verified their contention that Green lied when he told them he knew Sharon and had had relations with her last fall.

Veteran policemen were shocked at the brutality of the attack that left the girl dead from 32 stab wounds in her chest, neck, head and back.

Police said the 4½-inch knife used in the slaying was purchased by Green, a porter at the Food Center, several weeks ago at a downtown store.

Services To Be Today

Green had told police he got the bone-handled knife from "a man named Patterson" who worked at the same store. Billy Patterson, a clerk at the store, denied giving Green the knife and police investigation substantiated Mr. Patterson's statement.

Services for Sharon, daughter of Mr. and Mrs. Herbert Vaiden, will be at 2 this afternoon.

at the Bethel Presbyterian Church near Olive Branch. The Rev. Vernon Robinson will officiate and burial will be in the church cemetery with Brantley Funeral Home in charge.

In addition to her parents, Sharon leaves a brother, William Patrick Vaiden, and a sister, Glenda Vaiden, both also of Olive Branch.

27h(1)

1961

TEXAS

SEPTEMBER

OCTOBER

(FREEDOM RIDER)

ing. He put his hand over my
mouth. He didn't need to threaten
me.
"Just look at the size of him."

9746

Girl 'Rider' Charges Rape By Negro

DALLAS, Tex. (UPI) — A 22-year-old London, England, woman who said she had been a freedom rider for the Congress of Racial Equality, told police Friday she was raped by a 260-pound Negro posing as a sympathizer for the organization.

Defectives L. D. Montgomery and Harvard Johnson said a physician examined her and reported she had been raped, and apparently had had no relations prior to the assault.

Police arrested the Negro and were holding him on investigation of forcible rape. They said he had admitted to "almost all" of the girl's story.

The green-eyed brunette said she joined the CORE movement in New Orleans during the summer and was jailed at Jackson, Miss., for one month as a freedom rider. She said she was released after CORE posted her \$500 bond three weeks ago.

The woman said she came to Dallas looking for a job. She said the NAACP fixed her up with a hotel room.

She said she met the Negro at a cafe near the hotel and that he identified himself as a "friend of the organization (CORE)". He told her he owned the hotel and also was a newspaper publisher, she said.

The 40-year-old Negro later came to her hotel room, she said, and interviewed her "to determine how I could better serve CORE" and "he suggested I could help most as a model."

She said he took her measurements and told her how she would "have to get used to being handled and posed by photographers."

He then threw her on a bed and raped her, she said.

She said she told a priest what had happened and he called police.



FREEDOM RIDER ACCUSES MAN OF RAPE. — Pauline Simms, 22, a member of the Congress of Racial Equality (CORE) points to Anthony Thomas Davis (extreme right in dark glasses) and identifies him as the man who raped her in her hotel room in a Dallas hotel. Miss Sims

of London, England, had been placed in the hotel by the NAACP after she went to Dallas to raise money for CORE. Earlier this year, Miss Sims was jailed in Jackson, Miss., for her part in the "Freedom Rides." The above action took place during a hearing for Davis.

Accused In Freedom Rider Rape

DALLAS, Texas. (UPI) — Justice of the Peace Pierce McBride set bond at \$12,500 for a husky radio disc jockey accused of raping a pretty British girl and defense attorneys said it would be posted today.

Charged in the case is Anthony Thomas Davis, 41, a 258-pound ex-convict who works for a Dallas radio station.

As the two-day hearing came to a close Thursday, Judge McBride commended the racially mixed audience for its "good behavior" in a "case that could lead to an ex-

plosive situation." Pauline Kathleen Sims, 22, the 35-pound former Freedom Rider who came to the United States from the Hackney section of London two years ago, voluntarily returned to county jail under protective custody.

She claimed Davis raped her in a Dallas hotel where she had taken a room after she was ousted from the YWCA because her room there was needed for "someone else."

"Personally, I don't believe this is a death penalty case," Judge McBride said. "I believe bond should be granted, but at a considerable amount."

"Never has such a case been presented in Dallas county," said James K. Allen, first assistant district attorney. He made no recommendation on bond.

Allen said Davis would be taken before the grand jury as soon as possible, and probably be brought to trial late this month. The hearing before McBride was simply to determine if bond should be set and if so, how much.

Dr. Earl Standlee, a city health department physician, supported the girl's claim that she had no previous sexual experience.

Davis did not testify at the hearing, but his attorney said he would take the stand at his trial. He admitted to police much of the girl's story, but denied that he raped her.

Miss Sims came to Dallas three weeks ago and took a job as a stenographer. She had previously spent a month in a Jackson, Miss., jail because of a freedom rider demonstration at a Jackson bus station.

She claimed Davis posed as a "friend of the freedom rider movement" to gain access to her room, then threw her on the bed and raped her while she begged for mercy. She said he told her that there was \$200 in her name at the hotel desk, but she refused to touch the money.

"I was screaming to God that my life be taken from me, the girl testified, tears streaming down her face.

"I started crying. He said it was too much to cry. Then I started screaming."

9747

Negro accused in rape of mother, and daughter, 13

BLUEFIELD, W. Va., Jan. 10—
A Bluefield Negro today was
charged with raping a white
woman Sunday night and her 13-
year-old daughter Dec. 20. *R. 11*

In a preliminary hearing before
Magistrate Lewis Perdue, Jack
Peoples Jr., 27, an unemployed
laborer, pleaded guilty to a charge
that he raped Mrs. Helen Horne,
43, a widow and mother of 10
children. *1-10-61*

Peoples pleaded innocent to
the charge that he raped Mrs.
Horne's daughter. He later
withdrew the innocent plea and
waived to the Grand Jury the
charge he assaulted the girl.

Police Capt. Charles Cregger
said Mrs. Horne was beaten,
knocked off her seven-foot-high
back porch and dragged 300 yards
through a wooded area littered
with broken glass to an aban-
doned schoolhouse, where the
alleged assault occurred.

THREE OF MRS. HORNE'S
children, aged 9, 7, and 4, watched
their mother, barefoot and wear-
ing a nightgown, answer a knock
at the door.

As she was dragged from the
house onto the back porch, Mrs.
Horne yelled to the children to
go to a neighbor's house and "call
the cops," Cregger said.

Later, the 13-year-old daugh-
ter identified Peoples as the
man who allegedly assaulted
her the night of Dec. 20.

She had been accosted while
carrying home Christmas pack-
ages, choked and dragged under
an abandoned house, where the
alleged attack occurred.

She told officers she saw her
assailant under a street light as
he left the scene.

9813

Huntsville man held in Decatur on rape charge

DECATUR, Ala., Jan. 7—Doug-

las Delano Amos, 26-year-old Huntsville man and former resident of Moulton Heights, has been charged with rape and is being held in Morgan County Jail with out bond pending preliminary hearing.

Amos is charged with raping an 18-year-old Decatur girl. The girl was quoted as saying the attack took place along a lonely dirt road about four miles west of Decatur near Trinity Mountain Wednesday night.

The girl's father swore out the warrant.

Ralph Slate, attorney for Amos, issued a statement after the man's arrest, saying Amos was not guilty.

Amos was arrested at his trailer home by Morgan County sheriff's forces.

Suspect In Rape Pleads Innocent; Waives Hearing

A 32-year-old white man charged with rape waived preliminary hearing after pleading innocent in Recorder's Court Wednesday, 1-19-61.

Upon the recommendation of Maury D. Smith, assistant circuit solicitor, Judge Eugene Loe fixed bond for H. O. Thornton, Rt. 6, at \$1,500.

Thornton is accused of raping a 23-year-old housewife at a house on May street. According to the woman, Thornton forced her to go to the house with him.

A Hungarian refugee pleaded guilty to burglary in connection with a break-in at the First Baptist Church and was bound over under \$2,500 bond. Jozsef Toth is also wanted as a burglary suspect in Anniston, which is listed as his home town, and in Talladega.

Convicted Rapist Freed On Bond

PRATTVILLE, March 26 (UPI)—Hobart Ray Smith, 26, convicted of raping a 14-year-old mentally defective child, was released under \$10,000 appeal bond Saturday.

Attorneys for Smith, father of two daughters, filed the appeal motion following the accused's conviction last Friday.

Smith pleaded innocent by reason of insanity, but the state demanded the death penalty. A Circuit Court jury gave the defendant 18 years imprisonment after deliberating for more than four hours.

Montgomery holds five in alleged rape

MONTGOMERY, Ala., April 24

—Police late last night were holding five accused by a woman of raping her after she asked one of them to drive her and a girl friend home from a night club.

Dets. R. C. Cox and W. H. Simpler said the 23-year-old woman, a mother and former waitress, related that she and her friend left the club with the men expecting to be taken home. Instead, she said, they raped her after forcing her friend out of the car in another part of the city.

Police said warrants charging

rape were issued against James Collier Wainwright and Clyde P. Cranmore, both 19; M. E. Nichols, 36, and Bobby Tucker, 20, all of Montgomery. They were held without bond. A youth, 17, named by the woman as one of her attackers, was turned over to juvenile authorities. His name was withheld.

Girl names Jasper trio in assault

JASPER, June 21—Three Jasper men, two of them only 18, are being held in Walker County jail, charged with criminal assault on a 16-year-old girl Monday night.

They are Roy Junior Dozier, 18; Johnny Stiles, 18, and Hubert Stiles, 40.

The three are held pending the posting of \$10,000 bonds each.

Circuit Solicitor T. Leon Beaird said the girl told him all three assaulted her in an area near Cordova.

ACCORDING TO Beaird the girl had dated Johnny Stiles before and had a date with him Monday night. She said the three men picked her up at her home Monday night and drove to a restaurant in Jefferson County near Maxine.

Beaird quoted the girl as saying they remained at the restaurant for a few minutes then drove toward Cordova and stopped at the scene of the assault.

According to the solicitor, the men left her at the scene, and she walked to the main road where she caught a ride to Jasper.

Judge Porter White issued warrants charging each of the men with criminal assault, Beaird said.

Alleged Miss. Rapist

Released On \$5,000 Bail

27 (2)
BUTLER, Ala. — A white man charged with the rape of a 16-year old Negro girl was released on \$5,000 bond last week and was advised to "go back to Mississippi and don't come back until you are old enough to appear."

The alleged rapist, Joseph Carlisle, 23, So So, Miss., was given his freedom on bond from the Choctaw county jail, where he had been held since June 7. The rape was said to have occurred in the early hours of that morning.

Defense counsel won his release following a preliminary hearing before Inferior Court Judge Franklin Evans. Carlisle's wife was allowed to sit close to him, hold his hand in an affectionate show of loyalty and fan him in the courtroom. She often smiled during the questioning of his teen-age rape victim.

He left for Mississippi pending action of the Choctaw County grand jury.

The 16-year old girl victim, who lives in the Mt. Sterling area, was roused from her bed shortly after midnight June 6 by her mother to accompany the white man supposedly as "a baby sitter for a 20-month old child and a baby a few weeks old." She again told her story of the rape last week under questioning by Carlisle's attorney and the state solicitor.

She said the white man drove to a secluded spot off Highway 10-W, and forced her to commit an unnatural sex act with him, then raped her several times. The girl said Carlisle threatened to kill her if she didn't submit to his sexual demands.

The rape victim said after the man satisfied his sex desires, he returned her to a point near her home on Tuscahoma Road, put her out of the car and again threatened to kill her if she told of the attack.

Other witnesses heard at the preliminary hearing included a

white physician who said he examined the girl two days after the rape; Choctaw County Sheriff Connie Littlegreen, Willie Jones, whose daughter Carlisle first sought before going to the home of his victim, and the girl's mother, Mrs. Lucille Blanks.

Carlisle, a construction worker, is the father of two children.

9748

Police Charge 4 With Rape

Four Montgomery men have been arrested and charged with rape on a warrant signed by a 23-year-old former waitress. *SB*

The woman also accused a fifth person, a 17-year-old who was turned over to the Youth Bureau because of his age.

The woman told police the incident occurred early Sunday morning. *Mon. 4-24-61*

Charged with rape, according to police, are James Collier Wainwright, 19, and Clyde P. Cranmore, 19, both of 320 N. Hull St.; M. E. Nichols, 36, 22 Camden Ave.; and Bobby Tucker, 20, 445 Holcombe St. The juvenile's name was not released by police. The men were held without bond.

The woman told investigating Detectives R. Cox and W. H. Simpler that she knew one of the men and asked him to carry her and a friend home from a local night club. The officers said she told them the men drove through a Negro section of the city and "kicked my girlfriend out of the car and then drove me somewhere else and raped me."

Father Charged With Rape Try

A 36-year-old father of two children was charged Sunday with the attempted rape of a neighboring mother and family friend.

Detective E. O. Cox said the arrested man was David Doniver, 30 Riverside Dr. *SB*

Cox said the woman told him her husband and child had just left to go out of town Sunday morning when Doniver came in. She said she thought he was her husband returning until he came into the room and attacked her.

In her statement to police, she said she was able to fight Doniver off.

27h(2) 1961

ARKANSAS

9749

Accused Rapist Gives Self Up

2 m m m m
LITTLE ROCK, Ark. (AP) —
Chief deputy prosecutor Rodney

Parham Jr. said a white North
Little Rock truck driver sought
in the rape of a 17-year-old Ne-
gro girl gave himself up Mon-
day. *P. 20 News 7-20-61*

Parham said Jerrell David
Sharp, 31, walked into his office
and surrendered. He was held in
Pulaski County jail without bond.

Officers issued a pickup order
for Sharp when the rape charge
was filed. *June 30*

Sharp is charged with raping a
girl who had done babysitting for
him and his wife at their home.

Ex-Convict Admits**Rape-Slaying****Of Frail Child**

Bakersfield, Calif. (AP)—

Texas ex-convict Tuesday admitted luring a frail 6-year-old girl heart patient from her home, raping her then strangling her, and at one point struck the child on the head with a tire wrench.

Richard Arlen Lindsey, 30, a farm worker and one time mental patient, cracked under hours of questioning. He said his pregnant wife helped him at one point struck the child on the head with a tire wrench.

They were led to the scene, a field some 60 miles north of this city in California's vast agricultural San Joaquin Valley, by the wife, Dixie Elaine Lindsey.

She broke down Monday night and told sheriff's deputies her husband abducted the girl last Thursday. She said Lindsey, 30, drove to the field, told his wife to leave the car, drove off with the girl, and returned without her. The car, she said, was covered with blood when he returned.

Lindsey, according to Dist. Atty. Nelson, told this story:

He and his wife, 23, and pregnant with her fourth child, drove to the field. Afterward, the girl lay whimpering, and she and her husband struck her on the head with a tire wrench.

But today Lindsey claimed that his wife, Dixie, 23, actually killed the little girl. According to Dist. Atty. Nelson, Mrs. Lindsey was not immediately told of her husband's confession.

Ordered from Car

Mrs. Lindsey told investigators her husband ordered her from the auto shortly after the kidnapping and then drove into a field with the girl. She said that when he returned, the front seat was covered with blood and Lindsey refused to say what had happened.

Mrs. Lindsey, eight months pregnant, previously had confessed to the kidnap and led officers to the farm field 35 miles from the labor camp from which the child had been lured.

The body of the girl was found together on charges of kidnap and murder and their preliminary hearing was set for Feb. 1.

Rose Marie, victim of a heart condition since birth, was the daughter of Mr. and Mrs. Everett Riddle, migrant workers of near-by Shafter.

The Lindseys were arrested Sunday at Livermore in Northern California. Mrs. Lindsey told deputies they abducted the girl by telling her parents they wanted to hire her to help clean their home.

After leaving the field, Mrs. Lindsey said the couple checked into a cheap motel in San Francisco and spent several days drinking.

Police said Lindsey has served time in Texas for car theft, petty theft and drunkenness.

MIGRANT PARENTS

The Lindseys were arraigned to-face down on the ground, fully together on charges of kidnap and murder and their preliminary hearing was set for Feb. 1.

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Child Found

Slain; Felon

Admits Rape

Bakersfield, Calif., Jan. 17 (AP)—

A 6-year-old girl, kidnaped from a farm labor camp, was found dead today and a tattooed ex-convict confessed that he raped and choked the child but claimed his wife killed her with a wrench.

The child's body was discovered in an open field 55 miles north-west of this San Joaquin Valley city. The wife of Richard Lindsey, 30, told authorities last night that he abducted the girl last Thursday.

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Rape-Slaying**Of Girl, 6,****Is Confessed**

Ex-Convict, Aged 30,

Also Implicates Wife

Bakersfield, Calif., Jan. 17 (AP)—

A Texas ex-convict Tuesday admitted luring a frail 6-year-old girl heart patient from her home, raping her, and then strangling her. He said his wife helped and at one point struck the child on the head with a tire tool. The wife denied it.

Richard Arlen Lindsey, 30, a farm worker and admitted mental case, cracked under questioning Tuesday after authorities told him they had found the body of blond, blue-eyed Rose Marie Riddle.

They were led to the scene, a field 60 miles north of this city, by the wife, Dixie Elaine Lindsey.

She told deputy sheriffs her husband abducted the girl Thursday. She said Lindsey, 30, drove to the field, told his wife to leave the car, drove off with the girl, and returned without her. The car seat, she said, was covered with blood when he returned.

Lindsey told this story:

He and his wife, 23, pregnant with her fourth child, drove to the field. Afterward, as the girl lay whimpering, the wife came over and struck her with the wrench, killing her.

There were 19 gashes on the child's head and face the coroner reported.

Rose Marie, victim of a heart condition since birth, was the daughter of migrant workers.

Mrs. Lindsey said the girl's parents were told the Lindseys wanted to hire her to help clean their home.

FIND GIRL, 15, RAPPED, SLAIN

Quiz 4 Co-eds Who Roomed in Home

Fort Collins, Colo., May 28 (UPI)—A Fort Collins high school girl was found raped and slain in her bed today at her home a few blocks from the Colorado state university campus.

Sheriff Roy Scherer of Larimer county hinted that a search for the slayer of Jerra Lee Owen, 15, was centered on the campus. He refused to disclose whether authorities had a specific suspect.

The dead girl, her head battered, was found by her mother, Mrs. Winkle Owen. The mother told officers that the bed covers were tucked neatly under the girl's chin.

Died of Blows

Dr. Robert Schmidt, county coroner, said the girl died of three blows on the head. He said the girl was wearing only a pajama top.

Sheriff Scherer said the murder weapon was not found.

Mrs. Owen said her daughter, a freshman at Lincoln High school here, retired about 9:30 last night.

The Owens and their son, Earl, 22, also occupy first-floor bedrooms, but all three said they heard nothing unusual during the night.

Quiz Four Girls

Sheriff's officers were questioning at length the four Colorado State university coeds who occupy rooms on the second floor of the Owen residence.

Three of the girls—Rosalyn Phelps, Peggy Caffee and Jane Razor—said they had been watching a late show on television and did not retire until about 1 o'clock this morning. The fourth girl, Ruby Hitchinson, said she had attended a college dance and returned home sometime after 1 a. m.

9752

Mother, 40, And Bride New Victims

**3 Attacks Occur
During 13 Hours in
Brightwood Area**

By Alfred E. Lewis

Two more—a 40-year-old mother and an 18-year-old bride of one month—reported being raped at knifepoint yesterday.

This brought the total to four rape reports in the District within a 13-hour period from Wednesday afternoon to early yesterday, and to five since Monday. Police said they have found no indication that the cases are connected in any way.

The latest victim, the 40-year-old mother, said she was raped and robbed of \$22 while

House District Committee to hold public hearing next week on crime outbreak here; woman clerk gagged and tied to radiator in \$100 robbery. Page C1

her 9-year-old daughter lay near her in their first-floor bedroom in the Brightwood section of Northwest Washington.

The House District Committee announced yesterday it will hold a hearing next week on the crime outbreak. Police Chief Robert V. Murray said he will double the number of men assigned to sex crimes, robberies and murders.

Third in Brightwood

The assault on the 40-year-old woman was the third in the Brightwood section in the 13-hour period. Two other women were raped and robbed in a Brightwood specialty store Wednesday afternoon, while the 4-year-old daughter of one of them looked on in horror, screaming and crying.

The victims, the store manager and a customer who happened in with her daughter,

described their assailants as two young Negroes. They were about 160 pounds each. The Brightwood mother reported her attack yesterday in an apartment house above five blocks from the specialty shop. She told police she awoke at 3 a. m. yesterday and saw a man standing by her with a knife in one hand and a towel in the other.

She said he threatened to cut her throat and strangle her daughter if the child awoke. She said the child apparently did awake, but made no noise. The man held the pocket knife at her throat during the rape, she said.

Then, her assailant, whom she was unable to describe because of darkness and panic, took her money from a purse, placed a pillow over her face and warned her not to move.

Police said he had entered the apartment by raising a window screen and left by the door. The woman said she lay in bed a long time, possibly an hour, before she gained courage to rise and call police.

Police dogs traced the man's scent to a bus stop eight blocks away. The victim was treated for shock at D. C. General Hospital and released.

The 18-year-old Northeast bride told police she was raped shortly after 9 p. m. Wednesday near 11th and Emerson sts. ne., about a mile from the Brightwood section.

Suspect Arrested
A 24-year-old typewriter company delivery man has

been charged with rape in this case. Randolph E. Lynch of 1318 Corbin pl. ne., has denied the charge. He was placed under \$5000 bond in Municipal Court yesterday and his case was continued

to next Thursday. The U. S. Attorney's office had asked for \$25,000 bond.

The girl told police Lynch forced her into his car at knifepoint at 3d and Faragut sts. ne., showed her a pistol and threatened her life.

She said she gave him her ring and sweater, pleading with him, but that he disrobed her and raped her. He returned the ring and sweater, let her out of the car near the spot he had picked her up, she said. She reported the tag number to police and Lynch was picked up at home two hours later.

In the Monday rape case, Richard Hayde, a 28-year-old shoe salesman, of 3348 16th st. nw., was ordered held without bond for grand jury action at a preliminary arraignment in Municipal Court yesterday.

Hayde is charged with the rape of a Northwest Washington housewife, who told police he entered her home under the pretext that he wanted to use the telephone. The house is about a mile and a half from the Brightwood section.

Made Attack On Girl, Man Tells Police

A 34-year-old man gave himself up at the Seventh Precinct stationhouse yesterday, police said. He told of breaking into a Wesley Heights home Sunday night and attacking a baby sister to muffle her screams.

Lawrence B. Daniel, of 4578 MacArthur blvd. nw., told Det. P. J. D'Ambrosio that he had been out of work for six weeks

because of illness. He told police he entered the unlocked back door of the home to look for money.

The 18-year-old baby sitter was alone with the two children of Mr. and Mrs. Robert L. Pyle at 3012 44th st. nw., when she heard the intruder in the kitchen.

"I asked him who he was," she said, "and he warned me not to scream." The girl said she did scream and was thrown to the floor. She said the man fled when he failed to stifle her cries.

24 In Police Lineup

Daniel, charged with house-breaking and assault, was among 22 men and two women taken to the noon lineup at Police Headquarters yesterday. They were charged with crimes over the weekend ranging from murder to pocket-picking.

About half the prisoners were charged with assault with dangerous weapons, including bricks, broken bottles and knives. A woman was accused of hitting her husband with a cookie jar.

Two assaults with scalding water were still open cases on police books. In one, a 50-year-old cab driver said his wife poured a pail of boiling water on him when he was asleep. Police were searching for the wife.

Salesman Accused in Rape Case

A 28-year-old shoe salesman was held without bond in Municipal Court yesterday, charged with the knifepoint rape of Northwest Washington housewife to whose home he was admitted on his plea that he wanted to use her phone.

Judge Mildred Reeves continued a preliminary hearing

until Thursday for Richard Hayde, of 3348 16th st. nw., whose rogue gallery picture, police said, was picked out by the victim Monday, several hours after the attack.

On Probation

Hayde, already on probation after a previous assault charge, was arrested in the 1700 block of Lamont st. now, yesterday on a rape warrant served by Det. Raymond Brennan. Police said the victim in person as the man who forced her into an upstairs bedroom after gaining admittance to her home.

Police said Hayde was charged originally with assaulting a 27-year-old woman in his apartment last December with an intent to rape her, but that the charge was reduced to one of simple assault.

Why Charge Was Reduced

A factor in the charge's reduction, a spokesman for the United States Attorney's office recalled yesterday, was evidence that the victim joined Hayde voluntarily for a drink. His probationary period would have expired in April next year, police said.

Meanwhile, Francis Lockwood, 42-year-old victim of a housebreaker's attack in her Massachusetts ave. nw. apartment three weeks ago, underwent brain surgery in Washington Hospital Center yesterday for removal of a blood clot. Physicians said last night it was too early to say if the surgery was successful. Miss Lockwood has been partially paralyzed and only semi-conscious since the attack.

Girl, 16, Raped At River Bank

Escort Is Beaten;
Two Suspects Held

A 16-year-old West Hyattsville girl was raped and her escort beaten by three men

Spencerville, Md., last midnight. Two suspects were picked up later by Montgomery County police.

Detective Lt. Lloyd M. Whalen said the blond girl was raped by two of the men after she was dragged from a car where Batson road reaches the Patuxent River in a dead-end at the Montgomery-Howard County line.

Six hours after the attack two Spencerville men were arrested and questioned at length at the Wheaton-Glenmont Station. Lt. Whalen said the men, colored laborers, would be charged with rape and robbery. The police still are looking for the third man.

Stopped for Swim

Police were told by the girl's escort, Stewart Lee Foster, 21, of Sandy Spring road, Laurel, Md., that the two had just stopped their car to take a midnight swim in the Patuxent.

Mr. Foster said he was seized from one side of the car and the girl from the other by the three men, who pulled them out. The youth said he was knocked to the ground and beaten so severely he later received eight stitches in Washington Sanitarium for a cut near the mouth. The girl was treated there for shock, and both were released.

Mr. Foster, a plumber's apprentice, told police he was knocked out briefly by a flurry of fists. When he regained consciousness, his companion had been taken up the road and into nearby woods.

Men Flee Police Car

Mr. Foster then hurried to a nearby farm home to call police. Lt. Whalen said about an hour elapsed between the time the couple were accosted and the time the first of several police cars reached the scene.

Apparently frightened away by the approaching car, the men fled. Some of the police assisted the girl, taking her and Mr. Foster to the hospital. The latter had just returned from the farmhouse and was heading for his car when the first police arrived.

While he was being beaten, Mr. Foster also was robbed.

said none of the men ever displayed any weapons.

D. C. Post Used

In the early phase of the search, police called in two Washington policemen and their Canine Corps dogs—Pvt. Charles W. Poole and Bullet and Pvt. G. P. Ray and Smokey. The latter apparently got a scent, and followed a trail about a mile to a house that proved to be vacant, police said. *du. 7-21-61*

Police would not say how they learned of the arrested suspects. They said only that the two were taken at their homes not far from the attack scene. *27h (2)*

The dirt and gravel road near the river is known as a popular spot for young people, and it appeared the assailants had been lying in wait for victims.

Rape in Car on Deserted Street Described in Court by Bride, 18

The Washington Post ^{A3}
Washington, D.C.

An 18-year-old bride broke out during a period of hysteria," said Lawrence E. Smith, Lynch's attorney, referring to the recent outbreak of rapes and robberies in the District. month testified in a controlled monotone yesterday that she was raped in a car on a deserted street on May 10.

She took the stand in a preliminary hearing for Randolph E. Lynch, 24, of 1318 Corbin pl. ne., before Municipal Court Judge Mary C. Barlow.

In a voice so soft that the court recorder had to leave his seat and stand by her side, the woman said "the gentleman at the table" — Lynch — was the man she saw in a drugstore a block from her home.

She said that as she walked home, he pulled up beside her in a car. The next thing she knew, she said, "he had a metal bar around my throat from behind." He forced her into the car, she continued. "I told him I was married and 17 and expecting a child, figuring he would not harm me."

She said the man first stopped the car in Northeast Washington and took a pistol from the glove compartment. There, she said, she screamed and tried to get out, but was slapped and choked before he drove on. *du. 5-19-61*

He stopped again, she said, and forced her to partially undress. Then, she said, he raped her while she silently repeated the Lord's Prayer. He freed her with a warning, she said, but she took his license number. Police said they arrested him two hours later.

Lynch, who listened impassively through her testimony, has denied the charge. Judge Barlow held him under \$7500 bond on the rape charge, then turned to a fugitive warrant against him.

The warrant charges that he sexually assaulted a 19-year-old woman in Fairmount Heights, Md. Assistant United States Attorney Dennis D. Duffy said the woman reported she was assaulted on April 22, and called police after she saw Lynch's picture in The Washington Post following his arrest in the Washington case.

"That picture was picked

Judge Barlow set bond at \$7500 over Smith's protests, for a total of \$15,000 in both cases. An extradition hearing was set for June 21 in the Maryland case.

27h(2)

1961

FLORIDA

9753 ✓

Girl, 3, Raped; Grandfather Held

CHIPLEY, Fla. (AP) — A 43-year-old grandfather was charged Monday with raping a 3-year-old girl. The girl was reported in serious condition in a Pensacola hospital after undergoing surgery.

County Judge Janaza May ordered Ulysses S. Birge of Niceville, a fisherman, held without bond in Washington County Jail. No date was set for a preliminary hearing at Birge's arraignment on the basis of an affidavit filed by Sheriff George Watts. *Wed. 11-14-61*

Birge pleaded innocent. He said he had been drinking at the time of the alleged rape Friday night.

Watts said Birge struck up a conversation with the child's parents in a cafe at Ebro, 35 miles southwest of Chipley, and later took the child off in his car.

The parents discovered the child was injured when they returned. The parents held a shotgun on him until the sheriff arrived.

Hitchhiking Georgia Wife Raped, Slain

TAMPA, Fla. (AP) — A pretty teenage expectant mother who hitchhiked to Tampa from Georgia over the weekend to meet her husband was found shot and beaten to death in a lonely swamp Tuesday. *Wed. 9-20-61*

Sheriff Ed Blackburn said the girl, tentatively identified as 19-year-old Sue Waldrup, had been raped. She was five to six months pregnant, Blackburn said.

She had been shot three times near the heart and apparently beaten severely on the head, medical examiners said.

Blackburn said a break in the case came when a woman restaurant operator in downtown Tampa told deputies the girl had eaten in a downtown restaurant Monday and was later seen in a car with three men.

The body was identified by a Salvation Army worker, Mrs. Eunice Dial. She said the girl stayed at the shelter Sunday night and filled out the registration card as "Sue Waldrup, born in Texas March 18, 1942."

She listed her husband only as "E. V. Waldrup," no address.

Mrs. Dial said next of kin was listed as an aunt, Mrs. Sara Hopson, Vavaloa, Tex.

The girl told Mrs. Dial her husband told her to hitchhike from Augusta, Ga., to Tampa alone "because she would have a better chance of getting a ride."

Mistrial Declared In Attack On Child Here

By STANLEY S. SCOTT

A mistrial was declared Thursday in the case of Hoyt Milton Kirby, 47-year-old white man charged with attempted rape on a minor Negro child, after an all-white jury was unable to reach a verdict at Fulton Superior Court.

The 10-year-old girl was injured when he used clothing store at 1498 Johnson Rd., N. W., and locked his front door until an angry crowd of Negroes alerted police to the scene.

Negro policeman Lovett Goss testified that when he arrived at the store, he learned that the girl was inside with Kirby. He further stated that when he could not get in from the front locked door, he went around to the side of the building and looked through a window.

Lovett said that he observed Kirby inside. He then went back to the front door of the building and Kirby opened the door, the officer testified.

The officer said that he questioned Kirby on the scene.

Investigating officers F. J. Hasley and C. J. Strickland reported that the young girl, when police located her in the store, said Kirby had pushed her down to the floor in the back of the store, partially disrobed himself and "did something nasty."

Several police cars were called to the northwest Atlanta store last September 17, when more than 100 angry Negroes gathered in front of the store and several pushing their way inside inflicting scratches on Kirby's face.

Mrs. Margaret Dixon, 1462 Marietta St., N. W., testified that she stood up on a box at the side of the used clothing store and heard the little girl crying.

Mrs. Dixon said that she saw the girl lying on the floor and that Kirby was standing two or three feet from her putting on his clothes.

Accident Hurts Man, Falsely Accused In Rape

VALDOSTA, Ga. (AP) — A man who served 22 1/2 years in the Indiana State Prison for a crime of which he has been exonerated was critically injured Tuesday in an automobile wreck that sent nine persons to a hospital.

He is David Webb, 33, who was released from the prison May 13 after a child he was convicted of raping — now a grown woman — told circuit court at Muncie, Ind., that he was not the man.

Slightly injured in the 6 a.m. accident was Mrs. Etta Bell Webb, 28, listed at the hospital as his wife.

They were enroute with members of the family of his brother, Howard Webb, 38, for a visit at Apopka, Fla.

Police said the automobile lunged into a power line pole and sheared it off.

David Webb had broken ribs and chest and internal injuries. His brother, Howard, also had internal injuries.

Mrs. Juanita Webb, 38, Howard's wife, had a painful nose injury. The others suffered mainly cuts and bruises.

They were listed at Pineview General Hospital as Paula Jo Webb, 6; Daryl Webb, also 6; Howard Webb Jr., 8; Louise Webb, 13; and Jacqueline Webb, 15.

27h(2) 1961

ILLINOIS

OCTOBER

9755

Chicago Police Hunt *Atlanta Constitution B2* Sex Killer of Child

Nov 10-61
ELMHURST, Ill. (AP)—Chicago detectives joined Du Page County police Thursday on the track of 7-year-old Yvonne Elliott's slayer.

The little blonde second-grader left home on her bike Wednesday evening after dinner to go to a store for her father. Her father found her body in a field not far from the house.

27h(2)
Coroner Samuel K. Lewis said the girl had been sexually abused. The body was stripped. Her hands were tied behind her with a dirty rag. Her red blouse was knotted around her neck, and a gag had been wadded into her mouth.

An autopsy established that the girl suffocated about 90 minutes after she had eaten supper.

Sheriff Lawrence Springborn and his deputies questioned two neighborhood boys, 14 and 15, and three men—a salesman, an elderly man found sleeping in his car near the slaying scene, and a railroad worker. But there was no indication that any of them was involved.

Authorities considered the possibility that the slayer left in an automobile parked near the field.

An incident two weeks ago was reviewed in light of the slaying. Police said a man who drove a red compact car was sought.

A 6-year-old boy, they said, was forced into such a car on the shore of Glen Ellyn Lake, not far from Naperville, driven several miles, and then thrust into a ditch by the kidnaper when a police squad car approached.



Associated Press Wirephoto
FOUND SLAIN
Yvonne Elliott

9756 ✓

Man Held In Molesting Negro Girl Hangs Self

SHELBYVILLE, Ky. — A white man accused of molesting a minor Negro girl, was found hanging in the basement of the Shelby County Court House, an apparent suicide victim.

Charles Collins was jailed in July on the molesting charges. He was being held to appear before the October grand jury in lieu of \$2,500 bond.

The body was found by jailers strung up by a heavy-duty extension cord tied to a metal pipe in the ceiling of the building. He had been assigned to paint the room in which he was found.

Shelby County coroner, Dr. L. A. Wahle listed the death as a suicide. He said Collins had been dead several hours when found by jailers who had come to take the prisoner to lunch.

Atty. Willie C. Fleming, of Shelbyville, said the case was due to go before the grand jury the 1st Monday in October. Fleming had been retained by the girl's family to assist in the prosecution. P. 1

Father Of Two

The girl, a 12-year-old elementary school student, lived in the 500 block of Bradshaw in Shelbyville.

Collins was accused of taking the girl from the rear of a sister's home she was visiting. She was examined by a Shelbyville doctor who said she had been molested but not raped.

Fleming said the prosecution and police had charged Collins with forcing the girl to go with him across the railroad tracks to a creek not far from the home where the offense took place.

The girl told her older sister what had happened and police arrested Collins.

A jailer said that Collins had been in a bad frame of mind since being jailed on the molesting charges. He was a construction worker and married, the father of two children, a son and daughter.

27h(2) 1961

MICHIGAN

9757

Man Is Arraigned in Rape-Slaying

ALLEGAN, Mich. (UPI) — A 19-year-old farm hand was arraigned Saturday on a murder charge in the rape-slaying of Geraldine Williams, 15.

Donald Jay Moon, who admitted the charge Friday night, waived examination and was bound over to circuit court. Moon, a pallor-faced youth already under arrest for another sex offense, was not represented by an attorney at the hearing before municipal Judge Dwight L. Chasver.

Moon admitted the crime after almost 48 hours of intensive questioning by officers of the state police post at Paw Paw.

Mississippi Girl Attacked Coming From Her Church

Atlanta Daily World
Atlanta, Ga.
Wed. 5-10-61 27h(2)
JACKSON, Miss. Police arrested a deaf-mute white youth Tuesday and charged him with assault in an incident where a 9-year-old Negro girl was lassoed from a passing car and dragged along the street, severely cutting and bruising her.

Detective Chief M. B. Pierce said Horace Perry, 18, of Jackson had been charged in the Sunday night incident. Pierce said Perry actually lassoed the girl with a wire loop, but said several other white youths who had been riding in the automobile, an open convertible, also would be arrested.

The girl, Gloria Laverne Floyd, suffered a deep gash in her head that required three stitches. She also received cheek bruises, a laceration on her right shoulder and burn marks on her neck from the wire.

Police said in disclosing the incident that several Negro boys tossed a brick through a car window and threw rocks at another car during the weekend. Police did not say these incidents were connected with the lasso case.

The girl's grandmother, Mrs. Braxton Floyd, said Gloria was walking home from church with her sisters and friends when the auto drove by.

She said one of them threw what appeared to be a rope around the girl's neck and dragged her.

"They were waving it like a lasso," she said, "and one stood up and threw it over her head."

Mrs. Floyd said the children were not sure how far the child was dragged along the street. She said it apparently was a distance of several feet. She said the rope slipped free.

Mississippi Broker Charged With Assaulting Bishop, Wife

JACKSON, Miss. (AP) — A 47-year-old Jackson oil lease broker faced charges of burglary and assault Thursday after breaking into the home of convalescing Bishop Duncan Gray and attacking the clergyman and wife.

Chief of Detectives M. B. Pierce identified the man as Frank Ethridge Jr., a first cousin of the Episcopal bishop, and said Ethridge apparently had a personal grudge against him.

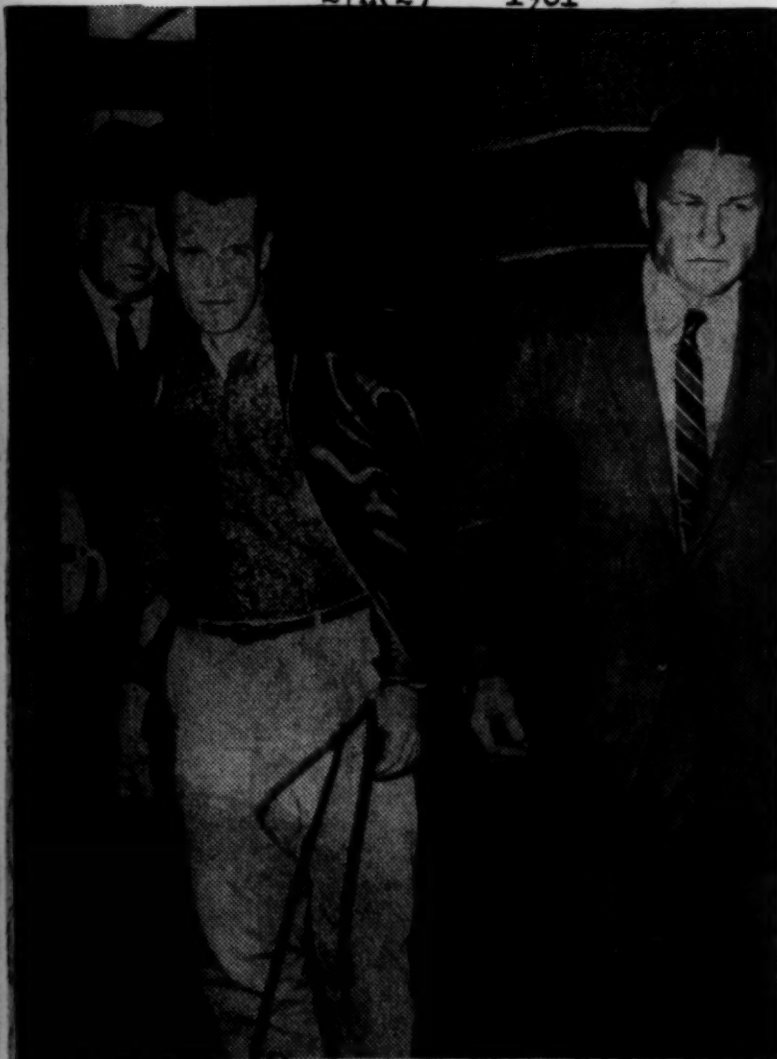
He quoted Ethridge as saying the attack was "what I should have done 20 years ago."

Ethridge was charged with burglary, assault and battery with intent to kill Mrs. Gray and with assault on the 62-year-old bishop.

Bishop Gray had been released from University Hospital a few hours before the attack Wednesday night at his home. He had collapsed in his office last week after suffering a vascular spasm.

Pierce said Ethridge telephoned the Gray home to ask about the bishop, then later arrived and broke in the back door. He hit Mrs. Gray and "knocked her down two or three times. Then

he went into the living room where the bishop was and hit him a lick or two."



The Steamer Journal on Minneapolis
HUGH MORSE FLANKED BY OFFICERS
 He's Taken Into St. Paul Federal Court Building

Sex Deviate *The Atlanta Journal and Constitution* Brags of Killing Three Women

ST. PAUL, Minn., Oct. 14 (UPI) — A baby-faced sexual deviate, one of the nation's 10 most wanted men, boasted in prison Saturday of the rape slayings of three women in St. Paul and Spokane, Wash.

Authorities said at first that Hugh Bion Morse, 31, had also confessed the slaying of an 8-year-old Girl Scout in Spokane. Morse denied the killing.

Min. 10-15-61

MORSE WAS SLEEPING in his apartment, located just five blocks from the scene of the last slaying, when FBI agents came to arrest him Friday night. Although his room was well-stocked with weapons, he offered no resistance.

Agents said Morse freely admitted the slayings of Carol Ronan, 34, a pretty Catholic social worker in St. Paul, and of two women in Spokane.

Spokane authorities arrived at mid-morning to question Morse about the slayings of Flora Brie, 28, and Blanche Boggs, 69. They did not say whether they would press questioning about the slaying Morse denied—that of 8-year-old Candice Rogers, killed when she was selling Girl Scout cookies in Spokane on March 6, 1959.

POLICE AND FBI officers said they were swamped with calls from authorities across the nation

who wanted to talk to Morse about unsolved sex murders.

Morse had been a fugitive since he tried to kill his estranged wife at Resada, Calif., last Oct. 28. When the FBI put him on the most wanted list Aug. 29, he was wanted for questioning about sexual attacks of girls and women in St. Louis and Spokane.

Detective George Barkley said Morse began talking freely of the slaying during the night.

The detective said Morse admitted slaying Miss Brie in her home Nov. 7, 1959, and Miss Boggs in her home Sept. 26, 1960.

BARKLEY SAID MORSE told him he went to Miss Ronan's apartment to rape her and found the door unlocked. He said he hit her with a homemade blackjack.

The FBI said Miss Ronan's watch was found in Morse's room.

Shortly before midnight Morse was arraigned before U.S. Commissioner William Eckley on a fugitive warrant. He was ordered held without bail.

Morse is an ex-Marine whose record of assaults against women stretches back to 1951, when he was picked up in Wilmington, N.C. He has a record of burglaries and child molestation in Los Angeles and of making obscene proposals to women over the telephone at Burbank, Calif. He is a former mental patient.

Morse had been working at a St. Paul filling station. The FBI said a tipster saw his picture on a wanted poster and gave the alarm.

Rape-Slayer *Northwestern Advertiser* Admits Attack On Alabamian

ST. PAUL, Minn. (AP)—A former mental patient who admitted three rape-slayings in St. Paul and Spokane, Wash., Sunday night confessed he also had slugged and sexually assaulted a woman in Birmingham, Ala., and another in Dayton, Ohio, police chiefs of St. Paul and Spokane said.

Chief Lester McAuliffe of St. Paul and Chief Clifford Payne of Spokane said Hugh Bion Morse, 31, had told of attacking a Birmingham woman in April, May or June while she was asleep. A woman found dead in her Birmingham apartment July 11 had been beaten.

Morse told of the Alabama and Ohio attacks while he was given a lie detector test by Wilfred Dugas, St. Paul detective. McAuliffe and Payne said Morse had told of clubbing the Birmingham woman with a pipe and then raping her. Morse said the women probably was dead, the police chiefs said.

FOUND IN BED
 The body of Bobbie Ann Landini, 27, Birmingham, was found in a bed in her apartment July 11. Birmingham police said the woman, secretary for a trucking firm, had been beaten with a 14-inch length of iron pipe which was found on the bed.

Mrs. Landini was divorced and lived alone. Her body was found by fellow employes who investigated when she failed to report for work.

The Ohio woman was stabbed once in the chest and twice in the back, Morse was quoted as saying. The police chiefs said Morse had told of entering the woman's apartment by removing a bathroom window. He found the knife in the kitchen. Morse's recollection was that the attack occurred last May or June.

Morse asked for a priest during questioning. He occasionally cried during interrogation.

A detective said Morse had told

him he was "overwhelmed by his sex urges and couldn't control himself." "I knew what I did was wrong," the detective quoted Morse as saying, "but I couldn't help it."

TWO IN ATLANTA

McAuliffe and Payne said Morse had admitted two rapes in Atlanta, Ga., in March or April. He said he sexually attacked a girl, 18 or 19, in her apartment, holding a knife to her throat. A week earlier in the same fourplex, according to the police chiefs, Morse had found a mother with three daughters in bed, and he molested one of the girls, 15.

The police chiefs said the lie detector tests had confirmed Morse's confession of the murder of two Spokane women, the attack on another woman in Spokane, and the rape-murder of Carol Ronan, 34, a St. Paul social worker.

Spokane police had been tracing Morse for nearly a year and once were only a day behind him, Payne said. Morse was arrested here Friday night by FBI agents and St. Paul police. He was charged with second-degree murder in the death of Miss Ronan.

How divorcee died—

He picked rape victim by mailbox

BY TOM LANKFORD, News staff writer

Curly-haired Hugh Bion Morse, released from a mental hospital as cured of his sex insanity, picked his rape victim last July from a mailbox. The "Miss" in the name sealed Bobbie Ann Landini's fate.

In his brief, 3-hour stay in Birmingham, the 31-year-old sex deviate committed one of the most brutal murders in this city's history and resumed his journey—and more slayings.

HELD IN ST. PAUL in connection with at least four sex killings, Morse in a confession described how he clubbed pretty Miss Landini to death in her northside apartment.

He arrived here by bus the night of July 11, and, with 3½ hours to kill before his next bus left, took a walk. He left the bus station at 19th St. and Seventh Ave. North and walked toward Huntsville Rd. He wanted a victim.

MORSE FOUND A cluster of apartment houses less than two miles from the station.

At 1500 Walnut Hill Circle he found what he wanted—a letter box with "Miss" in front of the owner's name.

The "miss" belonged to 27-year-old three-time divorcee Bobbie Ann Landini.

He walked up the stairs to the second floor apartment. The door was locked. He had a knife. The door jimmied open easily.

Inside, good-looking Mrs. Landini was asleep. She was uncovered. She wore a shortie nightie.

Morse tip-toed to the bathroom and found what he wanted—a metal shaft.

Morse swung the weapon again and again and again. He went back to the bathroom, got a washcloth and crammed it into her throat.

When she was dead, he raped her.

That's the story of Bobbie Ann Landini, who might have been alive today if she hadn't put "Miss" in front of her name on her mailbox, and Hugh Bion Morse, who raped and killed as calmly as he lighted a cigaret.

HE TOLD IT THAT WAY Monday night to Birmingham Detectives Lt. Maurice House and C. B. Golden, in his jail cell at St. Paul.

It took him four hours to tell and he told it calmly, calmer than anyone "I've talked to in 23 years with the police department," Golden said.

"There's no way under the sun he could have told us what he did without being the killer," Golden said.

Morse could have been caught that night—easily, but he was lucky.

It was breaking dawn when he left, and a man Morse thought "was coming home from work" saw him.

Morse jumped behind a hedge and hid. The man passed.

HE WALKED BACK to the bed MORSE TOOK ALLEYS back to the bus station, but he didn't

notice a woman, who spotted him as he sidled past her window.

Monday, that woman identified him from his picture in The News, as the man who walked past her window just after Mrs. Landini was killed.

Morse got to the bus station just in time to make his connection to Nashville.

In his pocket, he carried a ring, made by a jeweler in Decatur for Mrs. Landini. She had paid \$400 for it.

Morse hocked it for \$50 in Nashville, using Paul Christopher Morse as his name.

Det. Ben Allison Tuesday drove to Nashville to get the ring, and an affidavit identifying Morse as the man who pawned it.

THE JEWELER in Decatur was shown the ring. He told Allison he made it about a year ago for Mrs. Landini.

Birmingham officers left a warrant charging Morse with the slaying—but other states want his more.

He admitted killing one woman in Spokane, Wash., one in Seattle, and another in St. Paul, four blocks from where he lived and where he was arrested.

Morse's sordid story started 10 years ago, when he was a U. S. Marine. He was arrested for indecent exposure and rape. The Corps threw him out.

In Los Angeles a few years later, he was picked up for burglary, and sex crime attempts. He served six months.

A YEAR LATER, in 1955, he tried to rape two eight-year-old girls, and was committed to a state mental hospital for the criminally insane.

In January, 1957, he was turned loose as cured. Four months later he was arrested again, as a suspect in a sex case.

Morse told police he has beaten and raped women in states across the country. He said some of his victims were children.

Police departments in at least a dozen different states are sending officers to St. Paul, to quiz him on unsolved sex crimes.

One of his beating victims was his own wife, but his mother-in-law came in during the attack, so he ran off, he said.

SCHOOL BOARD CALLS RAPE-CASE TEACHER

The N.Y. Times
City school officials yesterday ordered Thomas P. Burke, a 30-year-old teacher accused of attempted rape, to report to the Board of Education Monday for questioning.

In the meantime, they notified the principal of Junior High School 65 in Manhattan, where he works, not to let him enter the building.

The officials want to question him about the disclosure in Felony Court Thursday that he had been arrested twice previously in "peeping-tom" situations. Mr. Burke, who is free on bail following his arrest Wednesday on charges of attempted rape and burglary, reportedly failed to indicate the previous arrests when he applied for his school license.

Mr. Burke, who lives at 116 West Sixty-ninth Street, became a substitute teacher in September, 1959, and a regular teacher last February. However, he applied for his regular license before the board's new rule requiring applicants to be fingerprinted went into effect last September.

The officials said that if Mr. Burke failed to show up for his hearing he would be suspended. The same action, they said, would be taken if it is decided that he had lied on his application. No action will be taken by the system on the new charges until they are decided by the court.

9761

Girl reports two rejected plea for help

ANDERSON, S. C., June 9—
A 17-year-old white girl, who
was abducted, raped, and
and raped, told officers she wan-
dered around the countryside for
two hours before anyone would
help her.

Police are searching for a Negro
man.

Sheriff J. W. Erskine of An-
derson County quoted the girl as
saying she went to two homes
in the area but was unable to
convince the residents she
needed help.

Her white companion was
slashed with a knife in the ab-
duction early yesterday.

Ellison, a farmer, was
listening to newscasts of the ab-
duction when the girl, clad only in
Bermuda shorts and a shirt, stag-
gered onto his porch. Ellison
took her to a hospital and noti-
fied officers.

OFFICERS GOT first word of
the abduction from the girl's es-
cort, Charles Gambrell, 20, who
rushed bleeding to the nearby
home of the Rev. Fred L. Brem-
mer after the Negro made off
with the girl.

Gambrell said the Negro ap-
peared suddenly and slashed him
on the arm and left side as he got
out of the car. The Negro then
forced the girl into his own ve-
hicle and drove off, said Gambrell.

Gambrell was treated at a
hospital and several stitches
were required to close his
wounds.

The girl was hospitalized.
Sheriff Erskine said she had
been raped but otherwise was not
physically harmed.

Late Thursday bloodhounds lo-
cated the spot where the Negro
let the girl out of his car but
could pick up no further clues.

27h(2) 1961

SOUTH CAROLINA

9773 ✓

New Trials Ruled In Assault Cases

News & Courier 31

Wed. 11-15-61

COLUMBIA, (AP) — A young white man—the first sentenced to die in South Carolina for raping a Negro woman—won a new trial Tuesday from the State Supreme Court because of an alleged courtroom reference to the impending attempted rape trial of a young Negro.

Charleston, S.C.
The Negro, also subsequently convicted and sentenced to death, R. Moss: likewise was given a new trial Tuesday in a separate decision of the Supreme Court because of the prejudicial remarks made at the previous trial.

Thus, although separate, the reversals both hinged on what the court said was "a plain threat" that the white man should be convicted of raping a Negro woman because a Negro would likely be convicted later of attempting to rape a white woman.

Both death sentences had been ordered following trials in the Beaufort County court of general sessions in the summer of 1959.

Fred G. Davis, a 24-year-old Marine, was convicted of raping a Negro woman. Israel Sharpe, 18-year-old Negro, was convicted the next day of attempting to rape a white woman.

Davis is a native of Atlanta, Ga., and had lived in Beaufort before joining the Marine Corps at Parris Island.

His conviction was overturned because of this remark, which the state did not deny, made at his trial by the prosecutor:

"I have one or more similar (rape) cases to the one being tried to be brought up later in this court, and if you turn this defendant (Davis) loose, you might as well be turning these other defendants loose also—because if you turn this man loose, I'm going to turn the others loose."

Associate Justice Lionel K. Legge, writing the unanimous opinion, said this was "a plain threat." He added:

"It would be hard to conceive of a statement more likely to excite the emotions of the jury and to coerce a conviction."

Justice Legge noted that the trial Judge, J. Henry Johnson, agreed with the defense attorney who had objected to the prose-

cutor's remark. But, said Justice Legge, "we gravely doubt that the evil influence upon the jury of the solicitor's statement . . .

was dispelled by so weak a protest and by such mild judicial action."

Sharpe went on trial for attempted rape the day after Davis was convicted. In ordering a new trial for him, the Supreme Court said in a unanimous opinion

written by Associate Justice J. R. Moss:

"We do not know what effect the trial of the previous (Davis) case and the arguments of the solicitor herein may have had upon the trial of Sharpe."

"We, therefore, conclude that in order to remove all doubt as to whether the appellant received the fair and impartial trial guaranteed. . . that this court should reverse the conviction. . ."

27h(2) 1961

TEXAS

9762 ✓

Texas Girl Raped, Killed

SAN ANTONIO, Tex. (AP) — A shy San Antonio schoolgirl was raped and strangled in her home early Saturday while two younger sisters slept in the same bed.

A 7-year-old brother, in a nearby bed, also slept through the attack on Velma Lozano, 9, a daughter of Mr. and Mrs. Tony Lozano.

Mrs. Lozano, rising to prepare the formula for a younger child, found her daughter's body after seeing a man in red shirt and khaki pants run from the house, she told police.

Police sent 30 patrol cars to the area, arrested three suspects and launched a roundup of known sex offenders in the city.

A service station attendant told police a man answering the description given by Mrs. Lozano came into his station shortly after the discovery of the child's body.

The man, riding a bicycle with a flat tire, asked for air for the tire and remarked, "I don't need much because I'm not going far," the attendant said.

Mrs. Lozano, 29, said the little girl was a shy youngster who rarely left her yard except to go to school or to a nearby grocery store on errands.

27h(2) 1961

TEXAS

9763 ✓

Woman Testifies Seeing Priest At Scene Of Rape

AUSTIN, Tex. (AP)—A young Edinburg, Tex., woman testified Wednesday she saw the Rev. John B. Feit hurry out of Sacred Heart Church the night he is accused of attempting to rape a Pan American college coed.

Mrs. Maria Christina Tijerina, speaking through an interpreter, said she heard screaming and saw Father Feit come quickly out of one door but turn and re-enter the church after he saw her. She was the third witness in the trial of the 27-year-old Roman Catholic priest in district court here.

'THAT'S HIM'

When asked to describe the man she saw at the church, Mrs. Tijerina pointed at Father Feit and said in English: "That's him."

She testified she also saw Miss Maria America Guerra, who testified Tuesday Father Feit attacked her March 23, 1960, while she knelt before an altar saying her rosary.

"Miss Guerra was walking fast, crying, screaming and asking for help," Mrs. Tijerina said through the interpreter. "She told me a man had caught her in the church."

Mrs. Tijerina said Father Feit "had a big white piece of rag or towel in his hand," when he came out of the church.

Miss Guerra testified Tuesday her attacker tried to stuff a white handkerchief in her mouth and she escaped only after biting him on the finger.

9764

Man Is Slain, Wife Raped On Va. Farm

Wed. 3-29-61

SOUTH BOSTON, Va.

March 28 (AP)—A Halifax County farmer was shot to death as he slept in his bed early today. His wife was dragged from the bed to an outbuilding and raped.

About five hours after the attack, a hired hand was arrested and charged with murder, rape and burglary.

Police planned to transfer him to a jail 35 miles away because "people are right smart upset down this way," said Deputy Sheriff W. B. Hardie of Halifax County. "It looks like a good idea to move him."

James A. Buckner, 60, a tobacco farmer, was killed by a shotgun blast in the head at his home 17 miles west of this southside Virginia area.

Jim Cobb, 46, the laborer, was arrested at a home 1½ miles from Buckner's. Cobb lived in a tobacco packhouse 150 yards behind Buckner's home.

The victim's daughter, Barbara, 17, awakened by the shotgun firing had raced downstairs to her parents' bedroom. There she said she saw her mother, 41, struggling with an assailant who ordered her back upstairs. Barbara leaped from a second-floor window and ran screaming to the home of a neighbor, Harvey Grinstead.

During the struggle with Mrs. Buckner, the assailant reloaded his single-barreled, 12-gauge shotgun which discharged again.

Sheriff Coats said Mrs. Buckner was then dragged to the packhouse where Cobb slept. Mrs. Buckner managed to fire the gun which the assailant again had reloaded, the sheriff said.

Meantime, Grinstead had been awakened and raced to Mrs. Buckner's aid. The assailant fled.

Police quoted Cobb as saying he had been drinking a combination of whisky and wine since about 6 p. m. yesterday.

Entrance had been gained to the Buckners' bedroom after a hole was cut in the rear door screen police said.

27j 1961

ALABAMA

WATER POSSE AND
RESCUE SQUAD

9765

Dallas Water Posse Elects New Officers

SELMA (Special) — A new
state of officers was recently
elected by the Dallas County
Water Posse and Rescue Squad.

Elected to serve as president
for the year was Kenneth Law-
rence. Other officers to serve in-
clude R. S. Dykes, vice presi-
dent and the Rev. C. W. Webs-
ter, secretary-treasurer.

According to Lawrence, the
main purpose of the water posse
is to promote water safety. He
added that all members, which
number 35 at present, are depu-
tized and carry out the Alabama
laws on the water. They are under
orders from Sheriff Jim Clark.

All members, Lawrence
stressed, are volunteers and
serve without pay. They supply
their own uniforms and badges,
and they are subject to call at
any time. They have the same
status as a regular aid deputy
when on duty.

The posse patrols the water in
the county, inspects boats and
equipment for courtesy checks
as prescribed by law, recovers
bodies in drowning cases, and
helps in case of floods.

9766

Posse Seeks Double Killer

Jackson Daily News

Mother, Son Blasted On Mountaintop Trail

THOUSANDSTICKS, Ky. (UPI) — A posse of nearly 100 armed grim-faced mountain men searched the rugged area near Thousandsticks Mountain today for the killer of a young pregnant wife and her 4-year-old son on a wooded trail.

Mrs. Mary Holland, 24, who was eight months pregnant, and her son, Clifton, were killed as they descended a ridge near this remote southeast Kentucky community. Even the mule the child was believed to have been riding was shot in the side.

Authorities planned to question two young men they identified only as "possible material witnesses."

Leslie County Sheriff Onzie Sizemore said "we don't know, but we think they might have seen who did it." He would not elaborate until the questioning of the pair, aged 24 and 35, is completed.

Sizemore said five empty 12-gauge shotgun shells were found near the bodies. The clothing had been stripped from the woman's body from the waist down.

State police detectives said, "we have every reason to believe she was sexually attacked, but the bodies were so badly mangled by the close-range blasts it would be impossible to tell definitely."

The woman had been shot from the front of the head, body and arms and the child had been shot in the back of the head and neck.

The crime caused emotions to run high throughout the area, a hilly heavily wooded farming section in one of Kentucky's poorest counties.

"We had to arm a

few, but we wouldn't have had enough for all of them."

Bloodhounds were used earlier but were not sent out again this afternoon.

TRAIL OF BLOOD

Sizemore followed a trail of blood leading from the murder scene yesterday, but it turned out to have been made by Mrs. Holland's wounded mule.

"We're going to keep on this case until we find the murderer — unless we run up against a blank cliff," the sheriff added.

Tilford Holland, husband of the dead woman, was at work at an automobile wrecking firm here when the slayings occurred.

Stunned by the loss of his wife and only child, he could only say, "Who could have done it? I just can't believe it!"

Holland said his wife was en route to the home of her parents in another hollow when she was murdered. There is no road between the two houses, so she went over the ridge, taking the mule for the boy.

Three residents of the area heard five shots, found the bodies and notified the sheriff.

9767 ✓

GUNNED DOWN BY POSSE**Berserk Negro Slays 6, Injures 2**
The Montgomery Advertiser
In Spree With High-Powered Rifle

GREENWOOD, Miss. (AP) — Police said a crazed Negro armed with a high-powered rifle killed six persons and wounded two others before being killed by a posse Thursday night.

Highway Patrolman Bob Sewell said the gunman was spotted near the scene and shot by several persons in the 125-man posse. He was identified as Wiley Crump, 42, 422-61.

The two wounded white men were shot as they lifted the six dead Negroes — four of them women — into an ambulance. Then the gunman faded into the night.

The bloody incident, a Philipps about 20 miles north of here, brought a swarm of sheriff's deputies and highway patrolmen for the brief manhunt.

Sewell said Crump for reasons unknown apparently set fire to his house and then ran on curious neighbors attracted by the flames.

Stewart Turman, 23, of Amory, Miss., a member of a railroad construction crew quartered near the scene, said one Negro woman was killed at the Crump house, two more were shot down across the street and the fourth about 50 feet down the street.

Turman said Crump was a crack shot with his 30-30 repeating rifle.

Railroad crewmen wounded were Milton R. Severio, 20, of Livingston, La., reported hit in the chest, and Jim Bedinfield, 39, of Clity, La., hit in the hip.

Turman said Crump lunged from a corn patch and opened fire on the two men, who fired back and scrambled for cover.

Turman said he fired three buckshot blasts with his shotgun, then dived into a ditch.

Bedinfield answered the rifle

fire with a pistol and Severio fired a single shotgun blast before being hit, Turman added. Bedinfield told officers he would have been slain had he not squirmed under the ambulance.

At Greenwood, a physician said the two wounded men were in satisfactory condition.

The railroad crewmen were playing cards in their railroad car quarters when they were attracted to the scene by the gunfire, flames and screams. It was about 7 p.m.

Crump was slain at 10 p.m.

Patrolman Sewell said Crump was spotted when he crawled onto the porch of a house.

Names of the Negro dead were not immediately available.

9768 ✓

Mississippi 'Lynch Victim'

Safe In Jail, Sheriff Says

Montgomery Advertiser
June 25, 1961
BATESVILLE, Miss. (AP) — The National Association for the Advancement of Colored People charged Monday four white men beat a Negro teen-ager to death last week but Sheriff Roos Darby said the "victim" was safe in the Panola County Jail.

Darby said Jerry Jefferson, 17-year-old Negro, had brandished a shotgun on the Charles Nicks plantation 16 miles west of Batesville Friday and that he went to the plantation, took the gun away from Jefferson and jailed him.

Darby's comment came after the NAACP said in Jackson it had reports Jefferson was beaten to death on the plantation.

"If anything like that had happened," Darby told the Associated Press in a telephone interview, "I'd know about it. I haven't heard a thing."

Medgar Evers of Jackson NAACP field secretary for Mississippi, told the *Advertiser* he received a report from Mrs. Minnie Armstrong of Chicago, that Jefferson was beaten fatally.

The report said Jefferson's mother said she saw her son Friday in a green, 1960 Dodge truck. He was wrapped in a sheet and his face was covered with blood.

9769

Slayer Evades State Lawmen

Jackson Daily News

Constable Gunned In Clarke County

Jackson, Miss.

By W. C. SHOEMAKER and RAY SADLER

Daily News Staff Writers

ENTERPRISE, Miss. — A posse encircled the Chickasawhay river bottom near here today in search of a crippled Negro accused of gunning a lawman to death last night.

Constable Henry C. Prince, 58, of nearby Stonewall, was almost instantly in the arms of his neighbor, L. B. Buckley, from a shot off-Prince said was fired by Negro odd-jobs man James Lewis.

Buckley and Lillie Garner, Negro woman in whose home the slaying occurred, suffered what neighbors termed heart attacks as a result of the excitement.

The shooting occurred about 4:45 p. m. in the home Lewis shared with the Garner woman on the eastern outskirts of Enterprise within a half mile of the red brake river swamp.

Buckley, a resident of Enterprise, said he and Prince went to the Negro's home to question Lewis in connection with the theft of two saws from Buckley.

Buckley told officers he and Prince searched the house but found no sign of tools. As they completed their search, he said, Prince told Lewis, "If you've got them you might as well bring them out here. Just give them back to Mr. Buckley."

GETS GUN

He told officers the Negro man slipped into another room, returned with a shotgun and fired a blast, striking Prince in the

Meridian near the northern boundary of Clarke County, joined county officers, Meridian police and sheriff's officers and highway patrolmen in surrounding the area throughout the night. Chief Dave

Gayden directed the highway patrol's part in the hunt for Lewis.

Chief Hinds County Criminal Deputy Frank Jones, Deputy Emmett Adams and Hinds County Patrolman J. W. Richardson joined the search with a bloodhound.

The dog followed a trail deep into the swamp early today but lost it.

Rain began falling about 3 a.m. Residents of the area rounded up horsemen to search the lowlands at day break. They were considering calling for help from a Mississippi National Guard unit stationed at Quitman.

Officers surrounded the Meridian railroad yards about daybreak as a trainman spotted a Negro man slipping off a freight which had recently passed Enterprise. The man was not Lewis.

Clarke county sheriff Preston Cooper said Lewis moved to Enterprise about three years ago from Neshoba county. "We've never had a minute's trouble out of him until now," he recalled. The home where Lewis lives is about two miles from Prince's home.

Prince was serving his second term as the county's Third District constable. He also operated a grocery store at Stonewall until last year.

He was a native of the Carmichael community near Quitman and a lifelong resident of Clarke County.

Buckley said Prince mumbled "James, why did you do that?" slumped against him and died. He said he dragged the con-

stable to the porch of the four-room house had noticed Lewis was re-loading his shotgun.

Buckley said he ran to a home one-quarter mile away and telephoned sheriff's officers.

Officers found the constable's gun in his car, parked a few yards away from the Negro's home.

Buckley, an employee of Erwin Mills at Stonewall, said Lewis was suspected in the thefts because he worked for another man who had been making repairs to Buckley's home.

Lewis, 50, who walks with a limp, had fled with his shotgun when officers arrived.

The woman with whom he lived suffered a heart attack in the excitement that followed, officers said, and a physician was summoned to attend Buckley for a flareup of a previous heart ailment.

50 JOIN HUNT

More than 50 armed residents of the area, 18 miles south of

Posse Hunts Last Bandit; Two Nabbed Following Chase From Supermarket

Following Chase
From Supermarket

CAPE GIRARDEAU, Mo. (AP)

Two members of a trio of cross-country supermarket bandits were in the killing of one law enforcement officer and the wounding of two others were captured Saturday. A big posse was sent out to hunt for the third desperado said to be armed with a rifle and three pistols.

Two separate gun battles developed in a wild chase after police, summoned by a suspicious supermarket operator Friday night, tried to question two of the fugitives who sped away from the market in a car.

The pair killed auxiliary policeman Herbert Goss, 67, gravely wounded another policeman and badly wounded a sheriff, commandeered two cars and beat up a farmer during their flight.

OFFICERS
A widespread manhunt was ordered. About 250 officers and volunteers, using bloodhounds, joined in the search extending over several southeast Missouri counties. At daylight a helicopter and plane joined the

Captured three hours later and apart were Sammy A. Tucker, 26, of Fresno, Calif., who was wounded in one of the gun battles, and Calvin Johnson, 22, at large. Douglas Thompson, 27, of Bakersfield, Calif. Tucker told officers Thompson took all of their weapons—a rifle and three pistols—and struck out on his own. He was in an isolated, wooded area near Grassy, Mo., 25 miles from here, where the unarmed Tucker was captured. He was spotted from a Mis-



TWO OF THREE SUPERMARKET BANDITS CAPTURED IN MISSOURI
From Left: Sammy Tucker, Calvin Johnson In Jail; Douglas Thompson At Large

FLYING GLASS

Tucker, wounded in the left arm and both legs and his face cut by flying glass, was carried in a chair to a hastily called coroner's inquest. Warrants were issued charging Tucker and Thompson with first-degree murder and felonious assault.

Prosecuting attorney Stephen E. Strom said Johnson apparently was not involved in either of the shootings. The prosecution said Johnson would be held on a fugitive warrant for California authorities.

The trio, accused of eight supermarket robberies in California, escaped from jail at San Luis Obispo, Calif., 11 days ago. Tucker told the coroner's jury they robbed a Hutchinson, Kan., supermarket of \$5,000 March 3 and an Albuquerque, N.M., liquor store of \$500 March 1.

TOTALLY WOUNDED

Goss and two other officers forced the car carrying Tucker and Thompson to a stop on the outskirts of Cape Girardeau. Goss was fatally wounded as he approached the fugitives' car. Patrolman Donald Crittenden, 25, stalking the bandits from the opposite side, was shot in the abdomen and critically wounded. Crittenden staggered up to patrolman Shannon Kelly, who had just arrived in another police car. "I've been hurt bad," Crittenden told Kelly. "Get me to the hospital. If you don't now, I'll never

make it."

Kelly told the coroner's jury it was Tucker who wounded Crittenden. Tucker, who earlier had said his gun jammed and he was unable to fire, said "If the officers said I fired, I must have."

WAITED IN CAN

As Tucker and Thompson fled north, Sheriff Elmer Chatman of Greenville, Mo., and state trooper E. E. Wright waited in a patrol car near Lutesville, their blinker light flashing. The gunmen opened fire.

The sheriff escaped with a superficial wound when a bullet was deflected by his belt. Another bullet punctured a tire in the patrol car.

Johnson, armed with two pistols, was found hiding in a car he had purchased at a filling station near Jackson, about 10 miles from this Mississippi River city 125 miles south of St. Louis.

AP Wirephotos

9771

Outside New York court—

Negro minister claims whites attacked him

NEW YORK, Feb. 4 (AP)—A Negro County Court yesterday to seek extradition further delay pending a decision by Rockefeller.

Outside Queens County Courthouse Judge Peter T. Farrell continued Friday by two white men he said the minister free in \$3500 bail threatened to lynch him and postponed the case to Feb. 23.

Screams by the pastor's wife drew a crowd and the men fled.

The Rev. Walter M. Cavers, 51, said one of his assailants told him, "If you be quiet we won't kill you here. We're going to lynch you."

Cavers, who has been active in integration work, said a second man chimed in: "Don't kill him here. We'll kill him as soon as we get him out of here."

The minister said he and his wife were getting into their own car when the men appeared. Cavers was bruised but not seriously injured.

The two men, plus a man at the wheel of a station wagon, drove off when the crowd gathered.

LAST NIGHT, police issued an alarm for the arrest of Harvey William Maners of Rock Hill, S. C., on charges of felonious assault and attempted kidnaping. Authorities said Maners was the registered owner of the station wagon identified by Cavers.

The minister, who held a pastorate in Charlotte, N. C., was involved in a fatal auto accident on March 18, 1958, in York, S. C. His car struck and killed William S. Dickson, 83, a white man.

Cavers was sentenced to 18 months for vehicular homicide. While free in \$500 bail pending appeal he came to New York. When his appeal was rejected he refused to return to South Carolina and his extradition was asked.

Cavers was joined here last November by his wife, Elizabeth, 32, and their daughter, Linda, 14.

The minister was picked up here early last month and extradition proceedings were begun. However, they were postponed to permit an appeal to Gov. Nelson A. Rockefeller.

judges, lawyers, policemen and court attaches coming and going throughout the day.

Cavers originally was a minister in Charlotte, N.C. On March 18, 1958, his car collided with another in York, S.C., and William S. Dickson, 83, was killed in the accident.

Negro Integrationist Is Beaten By Two Outside Queens Court

A Negro minister was beaten yesterday morning in front of Queens County Court by three white men who said they were going to lynch him.

The minister, the Rev. Walter Cavers, who has been active in integration work, has been fighting extradition to South Carolina. He has been sentenced to eighteen months for the death of an 83-year-old white man in an automobile accident there.

As he entered his car in front of the court, in Long Island City, he was seized by two men, one of them holding a pistol.

According to witnesses, one of them said: "If you be quiet, we won't kill you here. We're going to lynch you."

One was also reported to have said: "Don't kill him here. We'll kill him as soon as we get out of here."

Mr. Cavers' wife ran to help him and her screams drew a crowd. The two assailants jumped into a white station wagon driven by a third man and drove away. Their car was said to have had South Carolina license plates, but nobody noted the number.

Assailant Identified

Mr. Cavers, who was bruised but not seriously hurt, told the police his attackers were members of a group of South Carolinians who had attended hearings on his legal battle to avoid extradition. He was said to have identified one of them.

District Attorney Frank D. O'Connor of Queens said he was "outraged" at the attack and had asked the police to make every effort to catch the men.

Mr. Cavers was involved in the accident on March 18, 1958, in York, S. C. He was sentenced to eighteen months for vehicular homicide. While free in \$5,000 bond pending appeal he came to New York. When his appeal was rejected he refused to return to South Carolina and his extradition was asked.

New York State has consented to extradition, but Governor Rockefeller has been asked to reconsider.

He is free in \$3,500 bail. He was leaving a hearing on the question of extradition when he was attacked yesterday.

Must Face Trial in Auto Death

COLUMBIA, S. C. (AP)—Rev. Walter M. Cavers of Charlotte, N. C., object of S. C. penal authorities since last May, and arrested two weeks ago in New York City on a fugitive warrant, appears to have lost his right to escape 18 months in South Carolina state prison.

Gov. Ernest F. Hollings' office announced Thursday that Gov. Nelson Rockefeller of New York had signed an extradition warrant against the 51-year-old A.M.E. Zion pastor, indicating that Mr. Cavers had lost his legal battle against being brought back to South Carolina.

Rev. Cavers was convicted by an all-white jury at York in 1958 for the collision-death of an 83-year-old white man at a York intersection.

The minister was trying out a new Lincoln automobile at the time and contended that the car figured in the conviction on grounds of prejudice and race. He lost appeals to both the state and U. S. Supreme Court, then disappeared from his home in Charlotte. Last May a Circuit Court Judge issued a bench warrant for his arrest.

When he was finally caught in New York City, state courts were in the process of ordering Harvey Maners of Rock Hill, white auto dealer who posted the bond, to pay the \$5,000 bond he had pledged.

Rev. Cavers Loses Fight

Lynch Try Claimed By Negro Who Jumped Bail In Carolina

NEW YORK (AP)—A Negro minister, who jumped bail to avoid imprisonment in South Carolina, was seized on a busy New York street Friday by three men whom he said were bent on lynching him. His wife's screams brought a crowd and the would-be abductors fled.

The victim, the Rev. Walter M. Cavers, 51, quoted one of his attackers as warning him: "If you be quiet, we won't kill you here. We're going to lynch you."

Cavers said a second man remonstrated: "Don't kill him here. We'll kill him as soon as we get him out of here."

Cavers has been fighting extradition to Rock Hill, S.C., where he is under sentence of 18 months for reckless driving in a traffic accident that killed a white man. He was described as an active integrationist there.

Only minutes before the street attack, the minister had won a further delay in his case, in which he has sought intervention from Republican Gov. Nelson A. Rockefeller. Cavers claimed to fear for his life if he is returned to South Carolina.

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RECOGNIZED ATTACKER
Cavers told the Queens district attorney's office he recognized one of his white attackers as a friend of the dead man. A search was launched for the trio and Cavers, meanwhile, was assigned a bodyguard.

The minister said two of the men dragged him from his car in front of the Queens County Courthouse, one of them punching him in the face while a second brandished a gun. The third man, Cavers said, remained at the wheel of a station wagon into which the pair sought to drag him. The wagon had South Carolina license plates, Cavers added.

The scene of the attack outside the courthouse in Long Island City is one of the busiest areas in the city. It is a triangle of court buildings with hundreds of judges, lawyers, policemen and court attaches coming and going throughout the day.

Cavers originally was a minister in Charlotte, N.C. On March 18, 1958, his car collided with another in York, S.C., and William S. Dickson, 83, was killed in the accident.

Witnesses testified the minister was driving at high speed and he was convicted of reckless homicide and sentenced to 18 months in prison. Contending he had not received a fair trial, Cavers appealed the conviction and was freed on \$5,000 bond.

When the appeal failed, Cavers failed to report to begin his sentence and South Carolina authorities obtained a fugitive warrant for him.

Police Guard Pastor After Kidnap Try

NEW YORK—Police last week maintained a round-the-clock watch over Rev. Walter Cavers after an abduction attempt by a group of whites from South Carolina outside a Queen's court house.

This week he is scheduled to appear in court in his fight against extradition to the South to serve a three-to-five-year chain-gang sentence.

Rev. Mr. Cavers was tried in 1958 on a charge of vehicular homicide resulting from an auto crash in which an 83-year-old white man was killed.

Maintaining that he was not given a fair trial, he took his fight to the Supreme Court in South Carolina but lost. While out on \$5,000 bail he attended a church conference in Buffalo and was advised by his church members while there that his life was in danger.

At the time of the attempted abduction he identified the man who led the attack on him as Harvey Mañas, the bondsman who put up his bail.

He said the bondsman had already attached a filing station he owned in South Carolina, his house and other property to cover the bond.

The man had been given assurance that the amount would be covered, but that did not prevent him from pulling a gun and trying, along with a group identified as neighbors of the dead man, to assault Rev. Cavers and try to take him out of the state.

Two detectives at a time have maintained a watch at the apartment where he is staying ever since the abduction attempt.

At the time of the attack on Rev. Cavers he was punched in the face and there was the threat to kill him.



NEARLY 'LYNCHED' IN N.Y.

The Rev. Walter M. Cavers, 51, shows torn shirt which he says was ripped when he was attacked on a busy street in Queens, New York. The Negro minister, who jumped bail to avoid imprisonment in South Carolina after conviction of reckless homicide in an auto accident, was seized by three men whom he said were bent on lynching him. His wife's screams brought a crowd and the would-be abductors fled. Cavers is shown at friend's home in New York.—Daily News-AP Wirephoto.

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Last November, Cavers' wife, Elizabeth, 32, and their daughter, Linda, 14, joined him here.

The minister was picked up early last month on the fugitive warrant. Extradition proceedings were begun by South Carolina but postponed the first time last Jan. 17 to permit an appeal to Gov. Rockefeller.

Cavers returned to court Friday and his lawyer asked a further delay, saying Rockefeller has the case under consideration but has not reached a decision. Judge Peter T. Farrell continued the minister in \$3,500 bail and postponed his case to Feb. 23.

The Cavers left the courthouse and walked across the street to their parked car. They had just entered it, he said, when the two men approached from the station wagon parked directly behind him.

Cavers said one of the white men hit him and pulled him from the car, beating him in the face and directing a vile racial epithet at him. The other man, he claimed, brandished the gun.

The white men got the minister out of his car and were dragging him to the station wagon when his wife's screams attracted a crowd of passersby. The men then released Cavers and drove away.

Witnesses testified the minister was driving at high speed and he was convicted of reckless homicide and sentenced to 18 months in prison. Contending he had not received a fair trial, Cavers appealed the conviction and was freed on \$5,000 bond.

When the appeal failed, Cavers failed to report to begin his sentence and South Carolina authorities obtained a fugitive warrant for him.

NO CHURCH
Cavers, meanwhile, came to New York last May. He had no church here but served as a guest preacher and lecturer. He remained active in integration matters.

NEW YORK

was ashen, his bearing dejected, his eyes on the floor in nervous concentration. Tears seemed ever on the verge of spilling from his red-rimmed blue eyes.

At one point, Thompson mistakenly raised his hand when a policeman was called upon by the court to swear to some data.

"Put your hand down," a court attache said gruffly, reflecting an official attitude of disgust toward Thompson by his captors.

Magistrate Wallach's task was simple and prescribed by law. Thompson was not entitled to bail on the homicide charge against him. So Wallach's only responsibility was to set the time for his arraignment. He scheduled it for Friday, so a defense lawyer could be assigned to the case.

An automatic plea of innocent will be entered for Thompson, since that is mandatory when a man's life is at stake in New York. Legal custom also calls for an accused slayer to be committed to a mental institution to determine if he is fit to stand trial.

Thompson admitted raping and killing the Kiecorius girl in drunken lust.

Manuel Duclet, uncle of the slain child, appeared in the lobby of the Criminal Courts Building while Thompson was upstairs at the bail hearing.

"I don't care what happens to him," Duclet told reporters. "The harm's done already. He will probably go to an institution, which is the same as putting him free on the street. If they set him free, maybe I can see him on the street some day."

"He's not crazy. He tried to get away with it."

Posse Holds 5 Burglars At Gunpoint

WALLKILL, N. Y. (AP) — Twelve neighbors armed with rifles and shotguns recently held five burglars captive in a drugstore until state police arrived and arrested them.

The burglars were formed after one neighbor in this town of 1,300 noticed the burglars in Edsall's Drug Store shortly after midnight.

He called two other neighbors and state police were summoned. But while they were on the way, a dozen neighbors armed themselves and surrounded the drug store.

When one burglar stuck his head out, a possesman shouted: "Stick your head out of there and I'll blow it off."

Three of the five arrested when state police arrived were identified as Marines AWOL from their Camp LeJeune, N. C., base.

They were Robert W. Dane, Richard D. Brown of Wallkill, and Kenneth W. Allen, all 19. They told police they left the base about 10 days ago.

The other two arrested were Juan De Solis, 19, and Joseph W. McKeon, 19, both of New York City.

Police said they had taken \$25 from a safe, \$15 from a cash register and a bag full of merchandise.

They were arraigned later and all but De Solis waived preliminary examination and were jailed in lieu of \$1,000 bail each.

De Solis, who also was jailed with the same bail, will be given a hearing March 14.

Court Denies Negro's Plea For Warrant

NEW YORK (AP) — A Queens County magistrate ruled Friday that a bondsman had a right to seize a Negro minister who jumped bail and fled to New York to avoid a jail sentence in South Carolina.

Magistrate Robert Koehler Jr., went on to deny a petition by the Rev. Walter M. Cavers for an attempted kidnap warrant against the bondsman, Harvey W. Maners, of Rock Hill, S. C.

Cavers charged that Maners and two other men threatened his life last Friday and attempted to force him into a car to return him to Rock Hill.

Maners, who left New York for Rock Hill shortly after the alleged incident in front of Queens Court House, denied any attempt to harm the minister or to take him back to the Southern town.

"It looked to me like a prearranged thing," Maners said.

The incident occurred as Cavers, an active Southern integrationist from Charlotte, N. C., was leaving court after being granted a postponement on an extradition hearing brought by Rock Hill officials.

He was convicted of killing a white man in a car accident in Rock Hill in 1958 and was released on \$1,500 bail arranged by Maners pending appeal against an 18-month jail sentence.

When his appeal was turned down, Cavers jumped bail and fled to New York. His wife and child followed later.

SUSPECT COLLAPSES AFTER FINGERPRINTING

Fred Thompson Supported By New York Policeman

Held Without Bail Mob Screams For Life Of Admitted Sex Killer

NEW YORK (AP) — Fred J. Thompson, admitted sex slayer of 4-year-old Edith (Googie) Kiecorius, was held without bail Wednesday. As he was hauled about the city crowds cried out in the streets, "Hang him!"

The search that turned up the girl's abused body last Sunday was long over. The grim manhunt for her slayer ended Tuesday with Thompson's arrest in New Jersey.

Wednesday the impassive tide of the law took over, carrying the 29-year-old, alcoholic drifter to ward an uncertain destiny. There was the possibility that, if adjudged insane, Thompson may end up in a mental institution, instead of prison or the electric chair.

As he was being led out of the downtown Criminal Courts Building, the prisoner remarked cryptically to newsmen: "The police know what the public doesn't know. I'm not worried."

A three-minute appearance before Felony Court Magistrate Louis S. Wallach belied his seeming unconcern. Thompson's face

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Posse, Hounds Hunt Policeman's Killer

Atlanta
LAKE DELTON, Wis. (AP) — A posse swelling to more than 300 volunteers and officers from a half-dozen counties, aided by dogs and helicopters, moved through central Wisconsin's rugged woods Monday, seeking two members of a trio which killed one policeman and wounded another in a Wednesday gunfight. The third member of the trio was thrown from the fugitives' high-powered 1960 automobile during a 114-mile an hour chase that ended with the bullet-spattered vehicle spinning off U.S. Highway 12.

LEG FRACTURED

He was identified as Richard Nickel, 22, Prospect Heights, Ill., who was hospitalized at Mauston with leg fractures caused either by the crash or by police bullets as the trio's car was blasted at a roadblock. *P. 10*

Authorities said a wallet found in the wrecked car carried the identification of William J. Welter, Franklin Park, Ill., and the Federal Bureau of Investigation said the third member of the trio might be George Kristocivh, Chicago, a known associate of Nickel and Welter.

Press-8-22-61
The FBI said all three had lengthy records. A fugitive warrant was issued against Nickel, and both Nickel and Welter are wanted in McHenry County, Ill., for a \$25,000 fur burglary last January.

Atlanta Ga.
The chase began early Monday at Lake Delton where Police Chief Robert Kohl, 45, and Sauk County patrolman James Jantz stopped the trio's car near a resort where the three had registered in a \$54-a-day suite and had been "throwing money around."

SHOT DOWN

Jantz was shot down as he approached the car. Another county patrolman, Fred Bayer, pulled up just as Kohl fell, hit in the chest. His condition at the University of Wisconsin Hospitals in Madison was listed later as serious. Bayer radioed for help and a Columbia County deputy, Wayne Johnson, closed in on the

scene as the trio's car raced onto the U.S. highway with a City of Wisconsin Dells squad car in pursuit.

Johnson got ahead of the car during a breakneck race in which his speed reached 114 m.p.h., and was attempting to curb it while the occupants blazed away at him when the fleeing car went into a ditch. Nickel was thrown out here. The car came out again, reversed directions and sped back toward Lyndon Station, where a roadblock had been set up.

As it approached, Deputy Sheriff Michael Spencer of Souk County fired at it with a 12-gauge riot gun and the vehicle careened into three parked cars.

Before Spencer could reach it, however, the two occupants fled into the underbrush.